

JOURNAL
of the
SENATE OF THE
TWENTY - THIRD LEGISLATURE
of the
STATE OF HAWAII

Regular Session of 2006

Convened Wednesday, January 18, 2006

Adjourned Thursday, May 4, 2006

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STATE OF HAWAII
REGULAR SESSION OF 2006**



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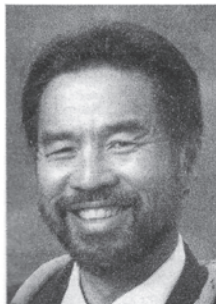
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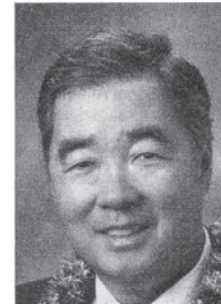
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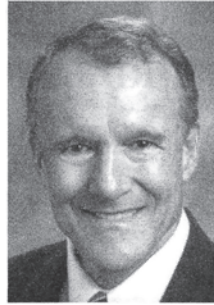
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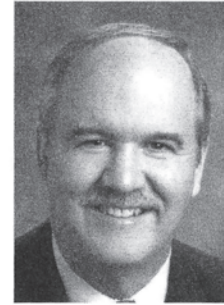
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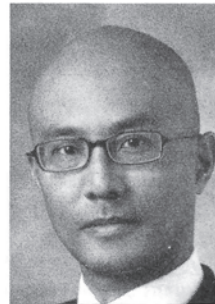
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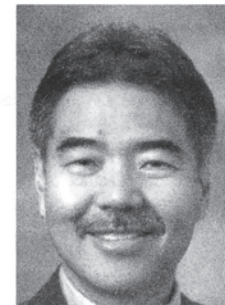
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Chair: Ways and Means



GARY L. HOOSER
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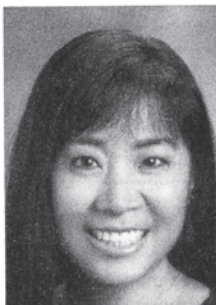
SAM SLOM
8th Senatorial District



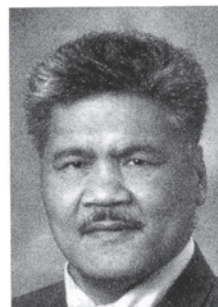
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Assistant Clerk



BIENVENIDO C. VILLAFLO
Sergeant at Arms



VIOLA F. GOINGS
Assistant Sergeant at Arms

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Note: In accordance with Article III, Section 10, of the Constitution of the State of Hawaii, the mandatory (five days) recess was held on February 23, 24, 27, 28, March 1, 2006; other recesses were held on January 24, 26, March 6, 8, 29, April 10, 12, May 1 and 3, 2006.

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THE
TWENTY-THIRD LEGISLATURE
STATE OF HAWAII
REGULAR SESSION OF 2006
JOURNAL OF THE SENATE

FIRST DAY

Wednesday, January 18, 2006

In accordance with the provisions of Section 10 of Article III of the Constitution of the State of Hawaii, the Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, was called to order at 10:07 o'clock a.m., by the Honorable Robert Bunda, President of the Senate.

At this time, the members of the Senate and guests rose to sing the National Anthem and "Hawaii Pono'i" led by Mr. Blaine Kamalani Kia.

The Divine Blessing was then invoked by the Reverend James Koyama, Lihue Christian Church.

The President then directed the Senate Clerk to call the Roll. The Clerk called the Roll showing all Senators present.

At 10:16 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:19 o'clock a.m.

The President then addressed the members of the Senate and guests as follows:

"Governor Lingle, Lt. Governor and Mrs. Aiona, Chief Justice Moon, Mayor Hannemann and Mrs. Hannemann, Mayor Kim, Mayor Arakawa, Congressman Abercrombie, Congressman and Mrs. Case, former Governor and Mrs. Ariyoshi, Mrs. Waihee and John Waihee IV, Superintendent Hamamoto, President McClain, Major General Mixon, Major General Rice, Colonel Killian, Colonel Shaffer, Dr. Nielson, esteemed colleagues, honored guests, ladies and gentlemen:

"Aloha and welcome to the 2006 Regular Session of the Hawaii State Legislature. I'd like to take just a moment to personally welcome back Governor Linda Lingle, who recently made a goodwill trip to my cultural homeland, the Philippines. She led a distinguished delegation that renewed and reinforced the ties between the people of Hawaii and the Philippines. Mabuhay, Governor Lingle.

"While in the Northern Province of Ilocos-Sur, the Governor unveiled a statue dedicated to the memory of the Sakadas, the first group of plantation workers to leave the Philippines for Hawaii in 1906. Thousands more would follow, including my grandparents who arrived in Hawaii in 1921.

"Today, I would like to acknowledge their son, my Uncle, Manuel Bunda. He was recently honored as a 'sakada' as part of the centennial anniversary celebration of Filipino immigration to Hawaii.

"Like other ethnic groups who came here looking for a better life, Filipino immigrants, like Manuel Bunda, brought with them not only their culture, but a certain attitude toward work

and opportunity, a strong belief in their own capabilities and an underlying trust in their fellow man.

"But what strikes me most is something else that all of Hawaii's immigrants, past and present, share. And that is an even stronger sense of obligation to their children and to the future. All of their actions, motivations, and aspirations were in some way connected to their children.

"Today, as the grandchildren and great grandchildren of those immigrants, we have much that can divide us. But we should never let those differences blind us to what we inherited from them, and what still holds us together – and that is our common desire to shape a better future for our children.

"There is a passage from former Governor Ariyoshi's book, With Obligation to All, that is never far from my mind. In it, he writes about power and public office in terms of a 'stewardship.'

"I quote, 'What we have today does not belong to us without qualification. It is ours to care for, enjoy, and make better before passing it on. We are stewards of elective office. We are stewards of our jobs, institutions, and communities, just as we are stewards of the land and stewards of all our resources,' unquote.

"These are wise words to live by and sound advice to guide us during this coming Session. As we all know, we are just temporary occupants of these seats. The nameplates on our office doors slide out just as easily as they slid in.

"Just as our counterparts did in Governor Ariyoshi's time, we must resist the temptation of power and deal with issues on their own merit.

"What I am talking about, my friends, is politics, pure and simple.

"Now I'm a realist and I understand the role of legitimate jousting between political parties, as well as within factions of the parties, themselves. But there comes a time, when all the posturing and positioning become counterproductive and even detrimental, and there comes a time when paying lip service to conciliation and cooperation is not enough. To achieve our goals, we must put aside our differences and truly work together.

"I believe the voters of this state are smart enough to know the difference between a good idea and a bad one; between shortsighted solutions and far-sighted vision.

"At the end of the day, I don't think they really care where a good idea comes from. It's tough enough to find sound and realistic long-term solutions. We should not restrict our choices because some of them don't come with the right political label.

"A good idea is a good idea. Let's honestly look for them, and, if they are sound, let's take them to heart.

"More than any other area, education deserves that kind of an honest look. When Superintendent Pat Hamamoto took over the reins of the Department of Education, she promised to move forward on improving our schools, if we gave her the tools to do the job. Have we given her the tools she needs to do her job? Have we given our teachers the support they need to do their job?

"Our teachers face enormous challenges, such as a maze of unfunded federal and court-ordered mandates, children from immigrant families struggling to catch up to their peers, and school facilities in disrepair. With each new challenge, schools must justify the money requested, and even then, are usually forced to make do with less. They are stretched thin and understandably frustrated.

"Right now, we have the resources to make a significant difference in our schools. There is no reason why we cannot provide stable financial support to enable the DOE to systematically eliminate its repair and maintenance backlog. We stand ready to do this.

"Inside the classroom, we can make a difference by reducing the actual class size and providing enrichment programs for all students. Every student, at every level of ability, deserves the attention they need to thrive in our educational system.

"If we are concerned about the future, we need to redouble our efforts to provide students with strong math and science backgrounds. Unfortunately, less than half of eighth grade students in the United States today have math teachers who majored in the subject or studied math for teacher certification. We all recognize the need to prepare our students for a future where technology is integrated into all aspects of modern life – where competition is not only fierce but global, with students in countries like China and India outperforming our own. I say we best prepare them by providing them with well-qualified math and science teachers.

"If we are concerned about the future, we also need to take a good hard look at economic development. Today, we have a golden opportunity in the area of biotechnology and other businesses related to life sciences that offer tremendous potential for Hawaii. There is no better investment in our future than support for the ongoing research and development at the John A. Burns School of Medicine and the Cancer Research Center of Hawaii. The future is at our doorstep. Let's invite it in.

"If we are concerned about the future, we need a comprehensive and long-range approach to dealing with our energy requirements. We need to support research and development for alternative fuels, such as ethanol, hydrogen and solar energy. Hawaii is already recognized as a premier demonstration site for the development of a hydrogen-based economy. We must continue to pursue this long-term goal of developing sustainable energy resources, as well as the protection of a sustainable environment.

"Sustainability also means support for our farmers, even as agriculture transitions from the plantation era to a more diversified and streamlined industry.

"If we are concerned about the future, we also need to take a pragmatic, as well as an honest look, at housing. It remains one of our greatest challenges. Because, while home ownership has always been the dream of most families, we know here in

Hawaii, demand will always outpace supply, forcing home ownership beyond the reach of many.

"But there are other ways of providing housing for those who need assistance the most. One of them is by addressing the rental housing market. In addition, we know there is a direct correlation between the number of homeless individuals and the availability of rental housing.

"We need to increase the supply of rental housing and provide incentives to landlords to keep existing units in the rental market. We need to make more state lands available for rental housing in our urban core. We certainly don't need to sell off public lands without very careful review, whether they are in Kakaako or anywhere else.

"If we are concerned about the future, we also need to reduce the tax burden of our citizens, a burden that has become more and more untenable. I advocated tax reform last session. The current budget surplus makes an even stronger case for tax reform.

"In the past, we've resisted implementing any changes to our tax structure because of a lack of revenues to support them. What we need is not just a one-time rebate, but significant and permanent tax reform.

"We now have the rarest of opportunities to do it without sacrificing resources for education or other priority areas. We need a serious review of the cumulative tax burden that we have placed on our citizens, income taxes and property taxes being at the top of a long list of tax liabilities. As Ben Franklin once said, 'in this world, nothing is certain but death and taxes.' I would like to note for the record that death only comes once. We can't do much to change that but we can do something about taxes.

"To properly attend to the people's business, I said earlier that we needed to rise above petty politics. We also need to truly listen to what people are saying – and to be receptive and responsive to those messages.

"The recent public outcry over the move to subdivide Waimea Valley on the North Shore is a clear case in point. The community cried out against such a move, but more importantly, it mobilized an effort to save the valley. To do so, they enlisted the support of all levels of government along with the private sector to form a partnership that worked. It is an example of what can happen when people make the connection between what we do here and what is important to them.

"Actions and decisions made by us here are directly linked to the quality of life for people today and to what we leave as a legacy for our children tomorrow.

"To those citizens who are willing to take a stand on behalf of generations to come, I congratulate you. You are an inspiration and true stewards of the future.

"As we begin the 2006 Legislative Session, I pray for a compassionate and productive Session. My wish for all of us is the wisdom and fortitude to render sound policy decisions that will benefit the people. I believe we are capable of resolving even the most persistent of problems, if we set aside politics and power struggles and simply strive to do the right thing for the right reasons.

"Colleagues, we've got work to do. Let's get to it.

"Mahalo and Aloha."

Senator Hemmings, Minority Leader of the Senate, then responded as follows:

“I just love these Opening Days. How blessed we are to be in this State with the beautiful rainbow of people in our audience and all the flowers and goodwill that comes to this Legislature on this particular day. In more ways than one, I feel like Seabiscuit – ready to run a race. There’s a lot of innuendo in that statement.

“People of Hawaii; Governor Lingle; Lt. Governor Aiona; head of the Judicial Branch of government, Chief Justice Moon; and distinguished leaders and guests:

“Senate President Bunda, it’s nice to see you at the podium again.

“A recent letter written by a woman to a major Honolulu newspaper sparks an idea in this speech. Her theme was the importance of not giving a tax cut to the ‘rich,’ but rather keeping the money in the government.

“Some suffer from what has long been one of our greatest political diseases – that is to divide us. The sad ploy is to use ‘the them against us formula’ to thwart the ‘other side’ politically. If we fall for the ploy of dividing us, we succumb to the extremes: left/right, rich/poor, haole/local, conservative/liberal.

“What we should hold in common is to make Hawaii a better place for everyone. After all these years, let’s make an affordable economy, better public education, energy independence, affordable housing, and a tax cut a reality, not just political slogans in an election year. Here is where the opening day speech becomes so difficult for those of us who are advocating honest change.

“It’s difficult to tear down the edifices of the status quo. We hope that the people of Hawaii will see the wisdom joining us, the Senate Minority, in an effort to make Hawaii a better place for everyone. I really believe most of our citizens are not interested in political labels.

“Hurricane Katrina, much like the OPEC embargo of 1974, painfully reminds us how vulnerable Hawaii is to geopolitical, economic and even a natural disaster’s impact on energy. The politics of the status quo in the last 30 years, believe it or not, have actually led this state on a path of greater dependency on fossil fuel. Months ago Senate Republicans offered our ‘energy independence’ package. It’s not our package. It should be the legislative package. It is the Senate Minority’s desire to legislate incentives for conservation. We know energy efficient vehicles will truly cut consumers gas prices at the pump.

“Besides conservation, we also wish to stimulate the market for renewable resources and advanced technologies as energy sources. It’s long overdue. Maui Bio-diesel is a reality. It is helping to prove that we do not have to be dependent on foreign oil. Renewable energy can also make hydrogen fuel cells economically viable.

“We will introduce legislation to create energy enterprise zones. We will introduce legislation to cut the red tape and costs for renewable energy sources such as solar, wind, geothermal and biomass. Hawaii can lead the nation in energy independence, rather than sadly leading the nation with the highest energy prices. By the way, the nation’s only gas cap has not, I repeat, HAS NOT, resulted in benefits to you, the people of Hawaii. The gas cap has resulted in our prices being adjusted at great cost on a weekly basis to remain the highest in the nation. We say repeal the gas cap.

“A growing number of citizens of Hawaii are voicing their frustration with high taxes. That is why Senate Republicans once again are calling for a progressive tax reduction. The surplus at the end of the current budget biennium is projected to be approximately \$600 million. We hope, and we appreciate your words, Senate President, that enlightened Majority Party members will join us in sharing that money in the form of a tax cut.

“The excise tax on food is extremely regressive; it hurts the poor the most. Taxing the poor and the hungry is unacceptable and must be stopped. We have introduced, as we do every year, legislation to eliminate the excise tax on food.

“Eliminating this cruel excise tax on food is immediate and helps everyone, but most especially the poor. Its time has come. It’s important to note that such an enduring tax cut would not consume the entire projected surplus, thus leaving enough money for school repairs, which we support.

“I will share with you some information I just received yesterday that’s not in this speech. Georgina Kawamura, the head of the Budget Department for the State of Hawaii, has revealed that there are approximately \$570 million on the state books right now for repair and maintenance of schools. That’s a lot of money. It’s there. Let’s get the job done and let’s also cut taxes. The people of Hawaii deserve a tax cut.

“We suffer sometimes from monopolies, both public and private. Once again we wish to change that formula of government monopolies. Public/private partnerships do indeed provide public benefit at less cost to the people paying the bills. The Governor’s Economic Momentum Commission recently included a recommendation that illustrates that point. Isn’t it incredible that Hawaii, an island state, ranks among the last of all 50 states for recreational mooring space in our harbors? For years the state government has maintained a monopolistic stranglehold on our harbors.

“The Economic Momentum Commission, which was bipartisan and not politically motivated, recommends a simple solution – pass necessary legislation that would allow submerged lands to be leased to the private sector for development of marinas. Wouldn’t it be great if one or more private sector companies could partner with the State of Hawaii in developing Keehi Lagoon into the biggest and the best marina in the Pacific? Most harbors including Kahului, Kawaihae and even Nawiliwili, could also include thriving marinas to benefit the fishermen and recreational boaters of our state.

“Public/private partnerships could even be utilized in conservation. Private charitable trusts, such as the Nature Conservancy and the Audubon Society, have proven to be cost effective stewards of conservation. The Nature Conservancy succeeded in saving Pelekunu Valley on Molokai. It was the synergy created by a public/private partnership that will save Waimea Valley on Oahu. These same partnerships could be the formula for conservation of legacy lands. The formula of huge tax and spending increases will do little to really save legacy lands.

“Public/private partnerships, I might add could be utilized to create affordable housing. The State of Hawaii is the biggest landowner in Hawaii. Wouldn’t it be nice if it could partner with a private sector company to build affordable housing on state land and passing on the land savings onto the marketplace? This is a headline: the solution is here on the Floor of the House and Senate – public/private partnerships work.

“The Lingle administration has demonstrated success in many areas of public/private partnerships. The administration has attained significant success in new welfare to work initiatives where private companies are helping to train welfare recipients in meaningful income producing jobs. The SEE Hawaii Work program is a win for everyone, including welfare dependents who now have the pride of having a job, the businesses that employ them, and the taxpayers who formerly were paying people money to sit at home and do nothing. Isn't it sad that last year this Legislature restricted the Department of Human Services flexibility to use federal money for programs like SEE Hawaii Work. Public/private partnerships are innovative initiatives that deviate from business as usual. Let's make them happen.

“We are entering a year of renewed opportunity, which also happens to be an election year. We can use these months to genuinely debate the issues, rather than turn a deaf ear to those who do not have the same party label. We can travel on the same old path of business as usual or we can work together to find new solutions for old problems. I know . . . I know we can reduce taxes. We can become more energy independent. We can utilize public/private partnerships. I know we can work together. The future starts right now.

“Mahalo and God Bless Hawaii as we begin the 2006 Session.”

At 10:47 o'clock a.m., the Senate stood in recess subject to the call of the Chair. At this time, the members of the Senate and their guests were entertained by the Larawan Youth Ensemble; Olomana; and Cecilio and Kapono.

The Senate reconvened at 11:37 o'clock a.m.

INTRODUCTION OF SENATE BILLS

On motion by Senator Hee, seconded by Senator Hogue and carried, the following bills passed First Reading by title and were deferred:

Senate Bill

No. 2001 “A BILL FOR AN ACT RELATING TO A HAWAII CAREGIVER GRANT PROGRAM.”

Introduced by: Senators Baker, Tsutsui, Ihara, Fukunaga, Chun Oakland, English, Hooser, Nishihara, Ige, Kim, Taniguchi.

No. 2002 “A BILL FOR AN ACT RELATING TO BUILDING.”

Introduced by: Senator Baker, by request.

No. 2003 “A BILL FOR AN ACT RELATING TO HUMAN SERVICES.”

Introduced by: Senator Hee.

No. 2004 “A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION.”

Introduced by: Senator Hee.

No. 2005 “A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.”

Introduced by: Senators Hee, Kanno, Nishihara.

No. 2006 “A BILL FOR AN ACT PROHIBITING SALES OF OPIHI.”

Introduced by: Senator Hee.

No. 2007 “A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER LICENSING.”

Introduced by: Senators Hooser, Tsutsui, Espero, Nishihara, Chun Oakland, Kim, English, Kokubun, Trimble, Fukunaga, Ige, Kanno, Ihara.

No. 2008 “A BILL FOR AN ACT RELATING TO SPECIAL NUMBER PLATES.”

Introduced by: Senators Hooser, Tsutsui, Nishihara, Kim, Espero, Chun Oakland, Trimble, Kanno, Ihara, Ige, Fukunaga.

No. 2009 “A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER'S LICENSE.”

Introduced by: Senators Hooser, Tsutsui, Espero, Nishihara, Chun Oakland, Kim, English, Ige, Fukunaga, Kokubun, Kanno, Ihara, Trimble.

No. 2010 “A BILL FOR AN ACT RELATING TO NOISE POLLUTION.”

Introduced by: Senator Hooser, by request.

No. 2011 “A BILL FOR AN ACT RELATING TO SOLICITATION OF FUNDS.”

Introduced by: Senator Tsutsui.

No. 2012 “A BILL FOR AN ACT RELATING TO LOW-INCOME REFUNDABLE TAX CREDIT.”

Introduced by: Senator Fukunaga.

No. 2013 “A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS.”

Introduced by: Senator Fukunaga.

No. 2014 “A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY.”

Introduced by: Senators Fukunaga, English, Ihara, Hogue, Ige.

No. 2015 “A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY INNOVATION CORPORATION.”

Introduced by: Senators Fukunaga, English, Ihara, Hogue, Ige.

No. 2016 “A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION.”

Introduced by: Senators Fukunaga, Ige, English, Hogue, Ihara.

No. 2017 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STATE LIFEGUARDS.”

Introduced by: Senators Hooser, Tsutsui, English, Baker, Espero, Nishihara, Kokubun, Kim, Kanno, Ige, Chun Oakland, Fukunaga, Ihara.

No. 2018 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."

Introduced by: Senators Hee, Kokubun.

No. 2019 "A BILL FOR AN ACT RELATING TO COMPUTER CRIME."

Introduced by: Senators Tsutsui, Hooser, Fukunaga, Hee, Baker.

No. 2020 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Tsutsui, English, Baker, Fukunaga, Hee, Hooser.

No. 2021 "A BILL FOR AN ACT RELATING TO THE EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Senators Tsutsui, Baker, Fukunaga.

No. 2022 "A BILL FOR AN ACT RELATING TO STATE EMPLOYEE LEGAL IDENTIFICATION CARDS."

Introduced by: Senators Tsutsui, English, Baker, Hooser, Fukunaga.

No. 2023 "A BILL FOR AN ACT RELATING TO STATE FINANCIAL ADMINISTRATION."

Introduced by: Senators Tsutsui, English, Baker, Hooser, Fukunaga.

No. 2024 "A BILL FOR AN ACT WORKERS' COMPENSATION INSURANCE PREMIUMS."

Introduced by: Senator Tsutsui.

No. 2025 "A BILL FOR AN ACT RELATING TO COLLECTION OF IMPACT FEES."

Introduced by: Senator Tsutsui.

No. 2026 "A BILL FOR AN ACT RELATING TO THE JUNIOR RESERVE OFFICERS' TRAINING CORPS."

Introduced by: Senators Tsutsui, Baker, English.

No. 2027 "A BILL FOR AN ACT RELATING TO CRIMINAL OFFENSES BY MINORS."

Introduced by: Senators Tsutsui, English, Hooser.

No. 2028 "A BILL FOR AN ACT RELATING TO EMERGENCY VEHICLES."

Introduced by: Senators Tsutsui, English, Baker, Hooser, Hee.

No. 2029 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senators Tsutsui, Baker, Hooser, Fukunaga.

No. 2030 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

Introduced by: Senator Hooser.

No. 2031 "A BILL FOR AN ACT RELATING TO KAA NAPALI BEACH."

Introduced by: Senator Baker, by request.

No. 2032 "A BILL FOR AN ACT RELATING TO THE OFFICE OF SCHOOL REDESIGN."

Introduced by: Senator Bunda.

No. 2033 "A BILL FOR AN ACT RELATING TO PAYMENT TO CONTRACTORS."

Introduced by: Senator Bunda.

No. 2034 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW."

Introduced by: Senator Bunda.

No. 2035 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ENHANCEMENT OF IMAGING EQUIPMENT FOR WAHIAWA GENERAL HOSPITAL."

Introduced by: Senator Bunda.

No. 2036 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN INTERNATIONAL BUSINESS AND TECHNOLOGY INCUBATOR."

Introduced by: Senator Bunda.

No. 2037 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO KOKUA LEGAL SERVICES, INC."

Introduced by: Senator Bunda.

No. 2038 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO NA LEI WILI AREA HEALTH EDUCATION CENTER'S GROW OUR OWN HEALERS PROGRAM."

Introduced by: Senator Bunda.

No. 2039 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senator Bunda.

No. 2040 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DEVELOPMENTAL DISABILITIES DOMICILIARY HOMES."

Introduced by: Senator Bunda.

No. 2041 "A BILL FOR AN ACT GENERAL EXCISE TAX; EXEMPTION FOR RELATED ENTITIES."

Introduced by: Senator Bunda.

No. 2042 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senator Bunda.

No. 2043 "A BILL FOR AN ACT RELATING TO A SURCHARGE TAX ON THE VALUE OF IMPROVEMENTS."

Introduced by: Senator Bunda.

No. 2044 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WASTE MANAGEMENT FOR SCHOOLS IN LOWLAND AREAS."

Introduced by: Senator Bunda.

No. 2045 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR WASTE MANAGEMENT AT LOWLAND SCHOOLS."

Introduced by: Senator Bunda.

No. 2046 "A BILL FOR AN ACT RELATING TO NATURAL RESOURCE MANAGEMENT."

Introduced by: Senator Bunda.

At this time, the President directed the Senate Clerk to return to the respective committees all 2005 bills that were returned to the Clerk's desk after the Regular Session of 2005.

ADJOURNMENT

At 11:39 o'clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, January 19, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

SECOND DAY

Thursday, January 19, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:37 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Rosalyn H. Baker, Hawaii State Senate, after which the Roll was called showing all Senators present with the exception of Senator Fukunaga who was excused.

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

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 1 and 2) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 1, transmitting H.C.R. No. 1, which was adopted by the House of Representatives on January 18, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.C.R. No. 1, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO RECESS DAYS FOR THE REGULAR SESSION OF 2006," was adopted.

Hse. Com. No. 2, transmitting H.C.R. No. 2, which was adopted by the House of Representatives on January 18, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.C.R. No. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ADDRESS THE LEGISLATURE ASSEMBLED IN JOINT SESSION," was adopted.

INTRODUCTION OF SENATE BILLS

On motion by Senator Hee, seconded by Senator Hogue and carried, the following bills passed First Reading by title and were deferred:

Senate Bill

No. 2047 "A BILL FOR AN ACT RELATING TO PAWNSHOPS."

Introduced by: Senator Baker, by request.

No. 2048 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INCREASING POWER GENERATING CAPACITY FOR THE QUEEN'S MEDICAL CENTER."

Introduced by: Senator Bunda, by request.

No. 2049 "A BILL FOR AN ACT RELATING TO DERELICT VEHICLE."

Introduced by: Senator Bunda, by request.

No. 2050 "A BILL FOR AN ACT RELATING TO DEFINITION OF NEIGHBORHOOD ELECTRIC VEHICLE."

Introduced by: Senator Bunda, by request.

No. 2051 "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER LICENSING."

Introduced by: Senator Bunda, by request.

No. 2052 "A BILL FOR AN ACT RELATING TO DRIVER LICENSING."

Introduced by: Senator Bunda, by request.

No. 2053 "A BILL FOR AN ACT RELATING TO THE FUEL TAX."

Introduced by: Senator Bunda, by request.

No. 2054 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senator Bunda, by request.

No. 2055 "A BILL FOR AN ACT RELATING TO WAIVER OF ABANDONED VEHICLE PUBLIC AUCTION REQUIREMENTS."

Introduced by: Senator Bunda, by request.

No. 2056 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INCREASING POWER GENERATING CAPACITY FOR THE QUEEN'S MEDICAL CENTER."

Introduced by: Senator Bunda, by request.

No. 2057 "A BILL FOR AN ACT RELATING TO TIME SHARE ZONING."

Introduced by: Senator Bunda, by request.

No. 2058 "A BILL FOR AN ACT RELATING TO LIABILITY."

Introduced by: Senator Bunda, by request.

No. 2059 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Introduced by: Senator Bunda.

No. 2060 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."

Introduced by: Senator Bunda, by request.

At this time, Senator Baker, on behalf of the Senate, extended happy birthday wishes to Senator Hooser.

Senator Kim rose on a point of personal privilege and stated:

"Mr. President, I rise on a point of personal privilege to invoke Senate Rule 84.

"Mr. President, on January 11th I sent a memorandum stating the following to the Senate Clerk: 'This memorandum is a follow-up to my previous letters dated June 20th and July 1st, 2005, requesting a year-to-date itemized statement of the appropriations and expenditures for the current 2005 and 2006 Senate budget and,' I emphasize the word 'and,' 'the final version of the Senate zero-based budget for 2005 and 2006.' A

copy of the proposed Senate zero-based budget for 2005 and 2006 was submitted with my request so that there would be no question as to what I was requesting.

“As of this date, I have not received what I asked for from the Senate Clerk. Therefore, under Senate Rule 84, I request again in writing, which I have here and will deliver to the Senate Clerk, and orally that the Senate Clerk answer the questions as asked for in my most recent memo dated January 11, 2006, that was sent to his office.

“I also ask that the itemized statement include a column that answers the question as to what is the actual cash balance on hand in the Senate account as of December 31, 2005, and January 12, 2006. Actual cash balance is defined as the sum of monies that is in the bank at the close of the business day on the above-specified dates. And if he has any difficulty with the definition of actual cash balance, I urge for him to contact me and I’ll be happy to clarify what exactly is being requested.

“To further clarify, I ask that the budget information include a breakdown of all staff positions by persons and their respective salaries; all personal contracts by person, the amounts; and the staff travel by person and the costs associated with such travel for the year ending 2005.

“The Senate zero-based budget 2005 and 2006 was and is still requested. A copy of the proposed zero-based budget 2005 and 2006 dated 11/24/04, 9:29 a.m., version three was submitted with my previous request so that there would be no question as to what I was requesting. I once again ask for this information.

“Mr. President and colleagues, this information that I’m requesting is needed to allow me to fulfill my obligation as Vice President of the Senate as stated in Rule 4 of our Senate Rules. As you are well aware, the general statement of appropriation expenditures that is usually distributed to Senators does not provide the necessary information to fulfill Senate Rule 4, which states: ‘The Vice President and the President shall prepare and administer,’ shall prepare and administer, ‘a budget for the Senate.’

“Rule 84 requires that the Senate Clerk, as an officer of the State Senate, must reply to my written and oral requests. And as stated in my reply to you, Mr. President, dated July 15, 2005, when the Clerk provides me with this information, I will review the material and will gladly discuss any concerns with you that I may have.

“Finally, members, I believe and I advocate that any member of this Body is entitled to all information regarding the Senate budget, especially when it is specifically requested. No member should have to ask repeatedly or wait seven months for the information that our Clerk is responsible for.

“Thank you.”

The President then said:

“We are in receipt of your memo and we also have had letters from the Office of Information Practices and we are in receipt of that. We will respond to them by the due date, which is the 25th and we will do that. My understanding, however, is that OIP will be closing their books because all of the suggested reports have been forwarded to you.”

Senator Kim rose and said:

“Mr. President, a follow-up on that.

“I have spoken with OIP and they asked me if it was fulfilled. I informed them this morning that in fact I have not received everything that was asked for. According to Rule 84, the Clerk needs to respond by tomorrow.

“Thank you.”

The President responded:

“We are in receipt of the letter from OIP and it did say that they were going to close the records. So, we will share that letter with you.”

Senator Hee rose on a point of personal privilege as follows:

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

“Mr. President and members, in the Honolulu Star Bulletin dated January 18th on the front page was an article entitled: ‘UH rated among lowest in per dollar efficiency.’ The National Center for Higher Education Management Systems ranks the University of Hawaii as among the five lowest performing higher education systems per dollar spent. One of the co-authors is Dennis Jones who is a consultant to the University of Hawaii. According to the study, the four-year UH campuses produced the least bachelor degrees relative to their student populations, with low numbers of degrees awarded within six years of high school graduation and per undergraduate.

“When the level of funding is considered, Hawaii ranks second to the last, ahead of Alaska, in productivity. While Hawaii attracts a fair amount of per capita research and development funds, it also spends much more per faculty member to bring in that money. The University of Hawaii at Manoa’s overall rating for public research institutions is second to the last, ahead of only Vermont.

“Mr. President, in report No. 05-15 dated December 2005, the auditor said, ‘the Manoa campus’s budget impedes the efficient and effective use of resources. For FY 05-06, the Board of Regents’ approved budget for the Manoa campus included approximately \$200 million in general funds of which only \$13 million required justification. Thus, Manoa campus’s budget process results in a budget that is largely unfounded and is not based on results.

“The Manoa campus lacks a formal mechanism for monitoring program use of funds, resulting in little assurance that the campus has an adequate understanding of its overall fiscal condition. The Manoa campus also lacks formal policies and procedures to ensure proper use of general and tuition funds.

“Mr. President, in a memorandum of agreement signed by the vice chancellor of administration for finance and operations on September, 2004 and the director of intercollegiate athletics on the same date, the MOA said the terms set forth in this MOA shall replace all previous MOA for the purpose of allocation and repayment of \$1 million in tuition and fees, special funds allocated in FY 03 to the athletic department. The repayment of a loan by the athletic department is as follows:

\$200,000 due September 30, 04;
\$400,000 due June 30, 05; and
\$400,000 due June 30, 06.

To date, zero – ZERO – has been repaid. This is an example of the fiscal mess at Manoa, and the Committee on Higher Education will begin the task of ferreting out the reason set forth by the auditor. We will invite Dennis Jones, the consultant to the University of Hawaii for the National Center

for Higher Education Management Systems, at a future hearing and we'll try to ferret out and get their reasons for the situation of fiscal irresponsibility conducted by the University of Hawaii system, the University of Hawaii, Manoa, specifically.

"Thank you, Mr. President."

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

"Mr. President, I, too, share the previous speaker's concerns about malfeasance, mismanagement, and the terrible straits that the University of Hawaii system seems to be in. I would like to remind everyone, especially our colleagues in this room, the reason for it – that because the previous Governor and his minions in the Legislature were not happy with some of the things that the university did in previous elections. The facts are that the university budget was dramatically reduced, and as I understand it, the funding has not even caught up to the level as it was in the 90s.

"I want to also remind all of us that with bipartisan support the Board of Regents fired the former president of the University of Hawaii for excessive mismanagement of state funds. The good Senator from Moanalua even did a white paper pointing out that just in hiring his cronies, the former president spent millions, millions of extra dollars.

"I would like to point out that the University of Hawaii, under the leadership of David McClain and the current Board of Regents, is on the way to solving the problems that they have inherited from the previous administration and from the previous president.

"Mr. President, I'm very proud to stand up and point out the abuses of the prior administration and the prior president of the University of Hawaii, and I'm very proud to say David McClain and the Board of Regents in two short years or less have done much to clean up the mess that the previous speaker spoke about.

"Thank you, Mr. President."

ADJOURNMENT

At 11:53 o'clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, January 20, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

THIRD DAY

Friday, January 20, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:36 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend William Allport, St. Peter's Episcopal Church, after which the Roll was called showing all Senators present with the exception of Senator Menor who was excused.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 1 to 148) were read by the Clerk and were placed on file:

Gov. Msg. No. 1, dated April 26, 2005, transmitting the Annual Report for the Housing and Community Development Corporation of Hawaii for Fiscal Year 2002-2003.

Gov. Msg. No. 2, dated May 6, 2005, transmitting a report prepared by the Department of Hawaiian Home Lands on the reporting requirements of Act 41, Section 37.1, SLH 2004, the General Appropriations Act of 2004, updated as of March 31, 2005.

Gov. Msg. No. 3, dated May 10, 2005, transmitting the Department of Health 2004 Annual Report – Healthy People, Healthy Communities, Healthy Islands.

Gov. Msg. No. 4, dated May 18, 2005, transmitting the FY 2004 Annual Report of the Natural Energy Laboratory of Hawaii Authority, pursuant to Chapter 227D, HRS.

Gov. Msg. No. 5, dated May 20, 2005, transmitting the Office of Youth Services' Reports on Youth Gangs: Volume I: Gangs in Hawaii: Past and Present Findings (Report No. 418); and Volume II: Gender, Ethnicity, and Delinquency in Hawaii (Report No. 419), prepared by Dr. Meda Chesney-Lind, Principal Investigator, Center for Youth Research, Social Science Research Institute, University of Hawaii.

Gov. Msg. No. 6, dated June 15, 2005, transmitting a report, "Statistics of Hawaii Agriculture 2003," prepared by the Department of Agriculture, Agricultural Development Division, and the U.S. Department of Agriculture, National Agricultural Statistics Service.

Gov. Msg. No. 7, dated July 7, 2005, transmitting a report prepared by the Department of Human Services, pursuant to H.B. No. 100, Section 42 (2005), on the Department's progress toward the achievement of Temporary Assistance for Needy Families (TANF).

Gov. Msg. No. 8, dated July 15, 2005, transmitting on the Operations Review Project, Findings and Recommendations Report, prepared by the Department of Land and Natural Resources, Bureau of Conveyances, pursuant to Act 200, Section 61, SLH 2003.

Gov. Msg. No. 9, dated August 1, 2005, transmitting a Report on Deployed Positions, pursuant to Act 178, Section 164, SLH 2005.

Gov. Msg. No. 10, dated August 1, 2005, transmitting a report prepared by the Department of Human Services, pursuant to Act 178, Section 43, SLH 2005.

Gov. Msg. No. 11, dated August 5, 2005, transmitting the Department of Defense's Annual Report for Fiscal Year Ending June 30, 2004.

Gov. Msg. No. 12, dated August 26, 2005, transmitting the Compact of Free Association Grant Plan, 2005.

Gov. Msg. No. 13, dated August 29, 2005, transmitting a report prepared by the Department of Hawaiian Home Lands on the reporting requirements of Act 41, Section 37.1, SLH 2004.

Gov. Msg. No. 14, dated September 30, 2005, transmitting a report, "The Hawaii Community Development Authority's Kalaeloa Master Plan Draft and Technical Appendices," prepared by SMS Research & Marketing Services, Inc., Bay Area Economics, prepared for Belt Collins Hawaii, Ltd., Hawaii Community Development Authority.

Gov. Msg. No. 15, dated October 1, 2005, transmitting a Report on the Practice of Reallocating Funds Between Budget Cost Categories, and the Legal Authority for Such Reallocation, October 2005, prepared by the Department of Public Safety pursuant to Act 178, Section 66, SLH 2005.

Gov. Msg. No. 16, dated October 3, 2005, transmitting the Department of Labor and Industrial Relations' Annual Report for Fiscal Year Ending June 30, 2004, pursuant to Section 371-7, HRS; the Report on Non-General Fund Information; the 2003-2004 Annual Report to the Governor, prepared by the Hawaii Labor Relations Board pursuant to Section 89-5, HRS; the Annual Report of the Hawaii Civil Rights Commission from July 1, 2003 – June 30, 2004; the Annual Evaluation of the Hawaii Unemployment Compensation Fund; the Employment and Training Fund Program (ETF), prepared by the Department of Labor and Industrial Relations, Workforce Development Division; "Hawaii's Workforce in 2005: Addressing the Labor Shortage and Improving the Pipeline," prepared by the Department of Labor and Industrial Relations, Hawai'i Workforce Development Council, pursuant to H.C.R. No. 112 (2004); a Report Urging the Department of Labor and Industrial Relations to Enforce the Provisions of Act 44, SLH 2003, pursuant to H.C.R. No. 77 (2004); a Report of Contested Cases from July 1, 2003 – June 30, 2004; and a report prepared by the Hoisting Machine Operators' Advisory Board.

Gov. Msg. No. 17, dated October 3, 2005, transmitting a Report on Unauthorized Positions, pursuant to Act 178, Section 167, SLH 2005.

Gov. Msg. No. 18, dated October 5, 2005, transmitting a report prepared by the Department of Human Services, Social Services Division, on Multi-Agency Case Coordinators and Case Support Aides, pursuant to Act 178, Section 37, SLH 2005.

Gov. Msg. No. 19, dated October 5, 2005, transmitting the Spouse and Child Abuse Special Account Annual Report for FY 2005, prepared by the Department Human Services, Social Services Division, pursuant to Section 346-7.5, HRS.

Gov. Msg. No. 20, dated October 14, 2005, transmitting a report prepared by the Department of Human Services on the transfer of funds between program IDs and cost elements, pursuant to Act 178, Section 162, SLH 2005.

Gov. Msg. No. 21, dated October 19, 2005, transmitting the Progress Report of the Implementation of A.R.T.S. FIRST: Hawaii's Arts Education Strategic Plan 2001-2006, prepared by the Hawai'i State Foundation on Culture and the Arts on behalf of the ARTS FIRST PARTNERS aka Hawai'i Arts Education Partners pursuant to Act 306, SLH 2001.

Gov. Msg. No. 22, dated October 26, 2005, transmitting the Annual Report of the Tobacco Enforcement Unit for Fiscal Year 2004-2005, prepared by the Department of the Attorney General pursuant to Section 28-15, HRS.

Gov. Msg. No. 23, dated October 26, 2005, transmitting the Report of the Investigations Division Cold Case Squad for Fiscal Year 2004-2005, prepared by the Department of the Attorney General pursuant to Act 178, Section 75, SLH 2005.

Gov. Msg. No. 24, dated October 26, 2005, transmitting the Report of the Drug Nuisance Abatement Unit, prepared by the Department of the Attorney General pursuant to Act 178, Section 76, SLH 2005.

Gov. Msg. No. 25, dated October 26, 2005, transmitting a Report Concerning Special, Trust, and Revolving Funds for Fiscal Year 2004-2005, prepared by the Department of the Attorney General pursuant to Act 178, Section 161, SLH 2005.

Gov. Msg. No. 26, dated November 2, 2005, transmitting the 2005 Annual Update Report on Home Property Liens, prepared by the Department of Human Services, Med-QUEST Division, pursuant to Section 346-29.5, HRS.

Gov. Msg. No. 27, dated November 2, 2005, transmitting a report prepared by the Department of Human Services, Social Services Division, on the Nursing Home Without Walls and the Residential Alternative Community Care Programs, pursuant to Act 178, Section 40, SLH 2005.

Gov. Msg. No. 28, dated November 9, 2005, transmitting a report prepared by the Department of Human Services on the department's position vacancies of over one year, pursuant to Act 178, Section 159, SLH 2005.

Gov. Msg. No. 29, dated November 21, 2005, transmitting a Report on Employer Contributions for Health Benefits, Social Security/Medicare, and Pension Accumulation for Charter School Employees for the Period July 1, 2005 to October 31, 2005, prepared by the Department of Budget and Finance pursuant to Act 178, Sections 44 and 46, SLH 2005.

Gov. Msg. No. 30, dated November 22, 2005, transmitting a Report Relating to the Hawaii Invasive Species Program, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Act 41, Section 18.1, SLH 2004, and Act 178, Section 19, SLH 2005.

Gov. Msg. No. 31, dated November 23, 2005, transmitting a report prepared by the Department of Human Services, Social Services Division, on the Title IV-E Eligibility Determination Unit for FY 2006 and FY 2007, pursuant to Act 178, Section 38, SLH 2005.

Gov. Msg. No. 32, dated November 25, 2005, transmitting a Report Relating to Public Land Liability, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, Na Ala Hele Trail and Access Program, pursuant to Act 82, Section 4, SLH 2003.

Gov. Msg. No. 33, dated November 25, 2005, transmitting a Report on Administratively Established Accounts and Funds,

prepared by the Department of Land and Natural Resources pursuant to Section 37-52.5, HRS.

Gov. Msg. No. 34, dated November 25, 2005, transmitting the Annual Report on Geothermal Royalties and Geothermal and Cable Development Activities, prepared by the Department of Land and Natural Resources pursuant to Sections 182-18 and 196D-11, HRS.

Gov. Msg. No. 35, dated November 25, 2005, transmitting a Report on the Implementation of Chapter 190D, Hawaii Revised Statutes, Ocean and Submerged Lands Leasing, prepared by the Department of Land and Natural Resources and the Department of Agriculture pursuant to Act 176, Section 12, SLH 1999.

Gov. Msg. No. 36, dated November 25, 2005, transmitting a report prepared by the Department of Land and Natural Resources, Commission on Water Resource Management, urging the Commission on Water Resource Management to fulfill its constitutional and statutory mandate to protect public instream uses, pursuant to H.C.R. No. 293 (2005).

Gov. Msg. No. 37, dated November 25, 2005, transmitting the Annual Report on Identification of Rivers and Streams Worthy of Protection, prepared by the Department of Land and Natural Resources, Commission on Water Resource Management, pursuant to Section 174C-31, HRS.

Gov. Msg. No. 38, dated November 25, 2005, transmitting the Annual Report on the Hawaii Historic Preservation Special Fund for Fiscal Year 2004-2005, prepared by the Department of Land and Natural Resources pursuant to Section 6E-3, HRS.

Gov. Msg. No. 39, dated November 25, 2005, transmitting the Annual Report Relating to the Forest Stewardship Program, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195F-6, HRS.

Gov. Msg. No. 40, dated November 25, 2005, transmitting the Annual Report on the Hawaii Statewide Trail and Access System, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 198D-9, HRS.

Gov. Msg. No. 41, dated November 25, 2005, transmitting the Annual Report on the Status of the Issuance of Incidental Take Licenses for Endangered, Threatened, Proposed, and Candidate Species; and the Condition of the Endangered Species Trust Fund for the Period July 1, 2004 – June 30, 2005, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195D-26, HRS.

Gov. Msg. No. 42, dated November 25, 2005, transmitting the Annual Report Relating to the Wildlife Revolving Fund for Fiscal Year 2004-2005, prepared by the Department of Land and Natural Resources pursuant to Section 183D-10.5, HRS.

Gov. Msg. No. 43, dated November 25, 2005, transmitting the Annual Report Relating to Invasive Species, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Act 85, SLH 2003.

Gov. Msg. No. 44, dated November 25, 2005, transmitting the Annual Report on the Status of the Kaho'olawe Rehabilitation Trust Fund for Fiscal Year 05, prepared by the Department of Land and Natural Resources, Kaho'olawe Island Reserve Commission, pursuant to Section 6K-9.5, HRS.

Gov. Msg. No. 45, dated November 25, 2005, transmitting a report prepared by the Department of Land and Natural Resources, pursuant to S.C.R. No. 143 (2005), requesting participation in a federal program to assist states in obtaining scrapped federal ships to use as artificial reefs in the waters of the State of Hawaii.

Gov. Msg. No. 46, dated November 28, 2005, transmitting the Annual Report on Administratively Established Appropriations, prepared by the Department of Agriculture pursuant to Act 178, SLH 2002.

Gov. Msg. No. 47, dated November 22, 2005, transmitting the Annual Report of Proceedings Under the Hawaii Omnibus Criminal Forfeiture Act for Fiscal Year 2004-2005, prepared by the Department of the Attorney General.

Gov. Msg. No. 48, dated November 25, 2005, transmitting a report prepared by the Department of Hawaiian Home Lands on the reporting requirements of Act 178, Section 166, SLH 2005.

Gov. Msg. No. 49, dated November 28, 2005, transmitting the Hawaii Injury Prevention Plan, 2005-2010, prepared by the Department of Health, Injury Prevention and Control Program.

Gov. Msg. No. 50, dated November 28, 2005, transmitting a Report on the Drinking Water Treatment Revolving Loan Fund, prepared by the Department of Health, Environmental Health Administration, Environmental Management Division, Safe Drinking Water Branch, Wastewater Branch, pursuant to Section 340E-33, HRS.

Gov. Msg. No. 51, dated November 28, 2005, transmitting the Annual Financial Report for the Newborn Metabolic Screening Special Fund, prepared by the Department of Health pursuant to Section 321-291, HRS.

Gov. Msg. No. 52, dated November 28, 2005, transmitting a Report on Unused Prescription Drugs, prepared by the Department of Health pursuant to Act 190, Section 8, SLH 2004, Requiring the Department of Health to Report the Implementation and Operation of the Prescription Drug Repository Program and Drug Donations,

Gov. Msg. No. 53, dated November 28, 2005, transmitting a Report on the Upcountry Maui Drinking Water Systems, prepared by the Department of Health, pursuant to H.C.R. No. 222 (2005), requesting the Department of Health to review and strengthen its water quality standards and practices.

Gov. Msg. No. 54, dated November 28, 2005, transmitting a report prepared by the Department of Health, Health Resources Administration, Family Health Services Division, Maternal and Child Health Branch, pursuant to H.C.R. No. 10 (2005), requesting the emergency contraception interagency work group to develop a mechanism to effectively disseminate information on the availability of over-the-counter emergency contraception in the state.

Gov. Msg. No. 55, dated December 5, 2005, transmitting the Annual Report Relating to Agricultural Marketing, prepared by the Agribusiness Development Corporation pursuant to Act 194, SLH 2002.

Gov. Msg. No. 56, dated November 22, 2005, transmitting the Report on Litigation Deposits Trust Fund Transactions and Collections Made on Behalf of Other Departments and Agencies for Fiscal Year 2004-2005, prepared by the Department of the Attorney General.

Gov. Msg. No. 57, dated November 28, 2005, transmitting the Annual Report on the State Risk Management Revolving Fund on the Transfer of Funds for Risk Management, prepared by the Department of Accounting and General Services pursuant to Act 178, Section 139, SLH 2005.

Gov. Msg. No. 58, dated November 29, 2005, transmitting the 2005 Kaneohe Bay Regional Council Annual Report, submitted on behalf of the Kaneohe Bay Regional Council by the Department of Land and Natural Resources pursuant to Section 200D-5, HRS.

Gov. Msg. No. 59, dated December 5, 2005, transmitting the Annual Report on the Wireless Enhanced 911 Board for the Period July 1, 2005 to June 30, 2005, prepared by the Department of Accounting and General Services pursuant to Section 138-6, HRS.

Gov. Msg. No. 60, dated December 5, 2005, transmitting the Annual Report of the State Educational Facilities Improvement Special Fund for Fiscal Year 2004-2005, prepared by the Department of Accounting and General Services pursuant to Section 36-32, HRS.

Gov. Msg. No. 61, dated December 5, 2005, transmitting the Department of Accounting and General Services' Annual Report on Privatization for the Period July 1, 2004 to June 30, 2005, pursuant to Act 90, SLH 2001.

Gov. Msg. No. 62, dated December 5, 2005, transmitting the Department of Accounting and General Services' Annual Report of Claims and Lawsuits Arbitrated, Compromised, or Settled for \$10,000 or Less for Fiscal Year 2004-2005, pursuant to Section 41D-4, HRS.

Gov. Msg. No. 63, dated November 29, 2005, transmitting the Department of Land and Natural Resources' Division of State Parks Report to Establish a South Kona - Ka'u Coastal Conservation Task Force, prepared by the Department of Land and Natural Resources pursuant to H.C.R. No. 5 (2005).

Gov. Msg. No. 64, dated December 2, 2005, transmitting a report prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to H.C.R. No. 88 (2005), requesting the Department of Land and Natural Resources to consider imposing restrictions on public access to the Ahihi-Kinaiu Natural Area Reserve.

Gov. Msg. No. 65, dated December 2, 2005, transmitting the Annual Report Relating to the NARS and Natural Area Partnership Program and the Financial Condition of the Natural Area Reserve Fund, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195-6.6, HRS.

Gov. Msg. No. 66, dated December 6, 2005, transmitting the Public Utilities Commission's 2004 Annual Report on Special Purpose Revenue Bonds Authorized Under Act 262, SLH 1998.

Gov. Msg. No. 67, dated December 6, 2005, transmitting the Department of Public Safety's Annual Report on the Status of the Federal Reimbursement Maximization Special Fund for Fiscal Year 2005, pursuant to Section 353C-7, HRS; a Report Relating to the State Budget, pursuant to Act 178, SLH 2005; a Report on Expenditures for the Housing of Inmates at Mainland Correctional Facilities; and a Report on Expenditures for the Housing of Inmates at the Hawaii-Based Federal Detention Center and Mainland Correctional Facilities, pursuant to Act 178, Sections 64 and 65, SLH 2005.

Gov. Msg. No. 68, dated December 9, 2005, transmitting the Department of Land and Natural Resources' Status Report from the Task Force on Beach and Water Safety, pursuant to Act 190, SLH 1996, as amended by Act 101, SLH 1999, as amended by Act 170, SLH 2002.

Gov. Msg. No. 69, dated December 6, 2005, transmitting the Annual Report on Incentives and Strategies for Primary Health Care Incentive Program and the Primary Care Roundtable, prepared by the Department of Health pursuant to Section 321-1.5, HRS.

Gov. Msg. No. 70, dated December 6, 2005, transmitting the Annual Report Regarding Services for Persons with Developmental Disabilities or Mental Retardation, prepared by the Department of Health pursuant to Chapter 333F, Section 6, HRS.

Gov. Msg. No. 71, dated December 7, 2005, transmitting a Report on How the Department of Commerce and Consumer Affairs' Expenditures will be Aligned with its Special Fund Revenue Collections, prepared by the Department of Commerce and Consumer Affairs pursuant to Act 178, Section 68, SLH 2005.

Gov. Msg. No. 72, dated December 8, 2005, transmitting the Department of Budget and Finance's Report on Employer Contributions for Health Benefits, Social Security/Medicare, and Pension Accumulation for Charter School Employees for the Period July 1, 2005 to October 31, 2005, pursuant to Act 178, Sections 44 and 46, SLH 2005.

Gov. Msg. No. 73, dated December 9, 2005, transmitting the Annual Report Relating to Land Conservation Fund for Fiscal Year 2006, prepared by the Department of Land and Natural Resources pursuant to Section 173A-5, HRS.

Gov. Msg. No. 74, dated December 6, 2005, transmitting the Department of Public Safety's FY 2005 Annual Report on Correctional Industries, pursuant to Section 354D-3.5, HRS.

Gov. Msg. No. 75, dated December 8, 2005, transmitting the Department of Transportation's Special Maintenance Reports, pursuant to Act 178, Sections 10, 12 and 15, SLH 2005.

Gov. Msg. No. 76, dated December 8, 2005, transmitting the Department of Transportation's Report Covering an Update on Contraflow and Other Traffic Mitigation Measures for Pali Highway, pursuant to Act 178, Section 17, SLH 2005.

Gov. Msg. No. 77, dated December 14, 2005, transmitting a Report Requiring all Departments and Agencies to Identify Their Goals, Objectives, and Policies to Provide a Basis for Determining Priorities and Allocating Limited Public Funds and Human Resources, prepared by the Department of Land and Natural Resources pursuant to Act 100, Sections 6 and 7, SLH 1999.

Gov. Msg. No. 78, dated December 15, 2005, transmitting the Department of Budget and Finance's Plan of Action for Implementation of Goals and Objectives, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 79, dated December 8, 2005, transmitting the Department of Agriculture's Annual Report, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 80, dated December 14, 2005, transmitting the Pesticide Use Revolving Fund Annual Report for Fiscal Year Ending June 30, 2005, prepared by the Department of Agriculture pursuant to Act 154, SLH 2000.

Gov. Msg. No. 81, dated December 19, 2005, transmitting the Annualized and Projected Report on Revenues, Expenditures and Number of Meals to be Served, prepared by the Department of Education pursuant to Act 178, Section 48, SLH 2005.

Gov. Msg. No. 82, dated December 19, 2005, transmitting the Capital Improvement Program and Repair and Maintenance Program Transfer Report, prepared by the Department of Education pursuant to Act 178, Section 168, SLH 2005.

Gov. Msg. No. 83, dated December 19, 2005, transmitting the Annual Report for Repair and Maintenance of Public School Facilities in the State of Hawaii, prepared by the Department of Education pursuant to Sections 36-35, 36-36, 302A-1312, HRS and Act 189, SLH 2005.

Gov. Msg. No. 84, dated December 19, 2005, transmitting a Report on the Two-Tiered Junior Kindergarten and Kindergarten Program, prepared by the Department of Education pursuant to Act 219, SLH 2004.

Gov. Msg. No. 85, dated December 19, 2005, transmitting the Executive Supplemental Budget (Budget Period: 2005-2007), pursuant to Section 37-72, HRS; the Variance Report for Fiscal Years 2005-2006, pursuant to Section 37-75, HRS; and the FY 2007 Executive Supplemental Budget in Brief, prepared by the Department of Budget and Finance.

Gov. Msg. No. 86, dated December 9, 2005, transmitting the Department of Transportation's Harbor Division Report on Actual Expenditures of All Security Appropriations as of June 30, 2005, pursuant to Act 178, Section 14, SLH 2005.

Gov. Msg. No. 87, dated December 12, 2005, transmitting the Report on the Establishment of Separate Series for Social Workers and Human Services Professionals and the Development of a Transition Plan in Collaboration with Stakeholder Groups, prepared by the Department of Human Resources Development pursuant to Act 238, SLH 2005 and H.C.R. No. 265 (2005).

Gov. Msg. No. 88, dated December 15, 2005, transmitting the Public Utilities Commission's Special Fund Report for Fiscal Year 2004-2005, pursuant to Section 269-33, HRS

Gov. Msg. No. 89, dated December 15, 2005, transmitting the Annual Report of the Public Utilities Commission for Fiscal Year 2004-2005, pursuant to Section 269-5, HRS.

Gov. Msg. No. 90, dated December 16, 2005, transmitting the 2005 Annual Compliance Resolution Fund Report for Fiscal Year Ending June 30, 2005, prepared by the Department of Commerce and Consumer Affairs pursuant to Section 26-9, HRS.

Gov. Msg. No. 91, dated December 16, 2005, transmitting the 2005 Annual Report of the Hawaii Real Estate Commission for Fiscal Year Ending June 30, 2005, prepared by the Department of Commerce and Consumer Affairs, Professional and Vocational Licensing Division, Real Estate Branch.

Gov. Msg. No. 92, dated December 16, 2005, transmitting the Insurance Commissioner's Report on the Effectiveness of the Hawaii Insurance Bureau's Fire Rating Program, prepared by the Department of Commerce and Consumer Affairs, Insurance Division, pursuant to H.C.R. No. 113 (2005).

Gov. Msg. No. 93, dated December 16, 2005, transmitting the Insurance Commissioner's Report on the Advisability of

Entering Interstate Compacts with Other States Concerning Certain Perils Affecting the Cost of Property and Casualty Insurance, prepared by the Department of Commerce and Consumer Affairs, Insurance Division, pursuant to H.C.R. No. 4 (2005).

Gov. Msg. No. 94, dated December 16, 2005, transmitting the Annual External Review Report, prepared by the Department of Commerce and Consumer Affairs, Insurance Division, pursuant to Section 432E-13, HRS.

Gov. Msg. No. 95, dated December 16, 2005, transmitting the Condominium Dispute Resolution Pilot Program Report, prepared by the Department of Commerce and Consumer Affairs pursuant to Act 164, SLH 2004, as amended by Act 92, SLH 2005.

Gov. Msg. No. 96, dated December 16, 2005, transmitting the 2005 Annual Report of the Medical Claims Conciliation Panel, prepared by the Department of Commerce and Consumer Affairs pursuant to Section 671-20, HRS.

Gov. Msg. No. 97, dated December 19, 2005, transmitting the Department of Accounting and General Services' Annual Report on Goals and Objectives for the Period July 1, 2004 to June 30, 2005, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 98, dated December 19, 2005, transmitting a Report on the Mandatory Expulsion Policy for Possession of a Firearm for School Year 2004-05, prepared by the Department of Education pursuant to Section 302A-1134, HRS.

Gov. Msg. No. 99, dated December 19, 2005, transmitting a Report on Civil Service Exempt Positions, prepared by the Department of Education pursuant to H.C.R. No. 270 (2005) and H.R. No. 199 (2005).

Gov. Msg. No. 100, dated December 7, 2005, transmitting a Report Relating to the State Water Pollution Control Revolving Fund of the Department of Health, prepared by the Department of Health, Environmental Health Administration, Environmental Management Division, Wastewater Branch, pursuant to Section 342D-82, HRS.

Gov. Msg. No. 101, dated December 7, 2005, transmitting a report, "Regarding Maternal and Child Health Services and Contract Services for Early Identification and Home Visiting Services to Support Healthy Start Program," prepared by the Department of Health, pursuant to Act 178, Section 23, SLH 2005.

Gov. Msg. No. 102, dated December 16, 2005, transmitting a Report on the Revenues and Expenditures of the Environmental Response Revolving Fund as of December 1, 2005, prepared by the Department of Health pursuant to Act 178, Section 20, SLH 2005.

Gov. Msg. No. 103, dated December 22, 2005, transmitting a report prepared by the Department of Health, Environmental Council, pursuant to S.C.R. No. 140 (2005), on a process and plan to accomplish environmental justice guidelines.

Gov. Msg. No. 104, dated December 28, 2005, transmitting the Annual Evaluation Report on Elder Programs, prepared by the Department of Health, Executive Office on Aging, pursuant to Section 349-5, HRS.

Gov. Msg. No. 105, dated December 8, 2005, transmitting the Department of the Attorney General's 2006 Goals and Objectives, pursuant to Act 100, Section 7, SLH 1999, as amended by Act 154, SLH 2005.

Gov. Msg. No. 106, dated December 9, 2005, transmitting the Annual Report on Drug Abatement Efforts; and the Annual Report on Schedules for Controlled Substances and Regulated Chemicals for the Manufacture of Controlled Substances, prepared by the Department of Public Safety pursuant to Sections 26-14.6, 329-11 and 329-61, HRS.

Gov. Msg. No. 107, dated December 15, 2005, transmitting a report prepared by the Department of Health, Clean Air Branch, pursuant to S.C.R. No. 135 (2005), requiring the Department of Health to share its findings and a report on the plan with the Big Island community on the vog emission monitoring system.

Gov. Msg. No. 108, dated December 16, 2005, transmitting a report prepared by the Department of Land and Natural Resources, pursuant to S.C.R. No. 51 (2005), requesting a review and analysis of the issues surrounding the shoreline certification process for the purpose of establishing shoreline setbacks.

Gov. Msg. No. 109, dated December 16, 2005, transmitting a report prepared by the Department of Human Services, Benefit, Employment and Support Services Division, to meet the requirements of Act 208, SLH 2004.

Gov. Msg. No. 110, dated December 16, 2005, transmitting a report prepared by the Department of Human Services, Med-QUEST Division, pursuant to Act 209, SLH 2005, on the enrollment and financial status of the State Pharmacy Assistance Program.

Gov. Msg. No. 111, dated December 16, 2005, transmitting a Report Relating to Psychotropic Medication, prepared by the Department of Human Services, Med-QUEST Division, pursuant to Act 239, SLH 2005.

Gov. Msg. No. 112, dated December 16, 2005, transmitting a report prepared by the Department of Human Services, Benefit, Employment and Support Services Division, pursuant to Act 150, SLH 2005 and H.C.R. No. 175 (2005), requiring the establishment of a temporary private preschool licensing and accreditation task force.

Gov. Msg. No. 113, dated December 16, 2005, transmitting a Report of the Task Force on the Electrical and Plumbing Licensing Laws, prepared by the Department of Commerce and Consumer Affairs, Regulated Industries Complaints Office, pursuant to S.R. No. 24 (2005) and S.C.R. No. 49 (2005).

Gov. Msg. No. 114, dated December 19, 2005, transmitting the Annual School-by-School Expenditure Report, prepared by the Department of Education pursuant to Section 302A-1004, HRS.

Gov. Msg. No. 115, dated December 19, 2005, transmitting a Report on Federal and Trust Funds, prepared by the Department of Education pursuant to Section 29-25, HRS.

Gov. Msg. No. 116, dated December 19, 2005, transmitting the Annual Report on the Operations of the Incentive and Innovation Grant Award and Review Panel, prepared by the Department of Education pursuant to Section 302A-301, HRS.

Gov. Msg. No. 117, dated December 19, 2005, transmitting the Annual Report on the Federal Grant Search, Development, and Application Revolving Fund, prepared by the Department of Education pursuant to Section 302A-1405, HRS.

Gov. Msg. No. 118, dated December 19, 2005, transmitting the Annual Report on Carryover of Funds, prepared by the Department of Education pursuant to Section 37-41.5, HRS.

Gov. Msg. No. 119, dated December 19, 2005, transmitting the Annual Report on Transfers of Appropriated Funds and Positions, prepared by the Department of Education pursuant to Section 37-74, HRS.

Gov. Msg. No. 120, dated December 19, 2005, transmitting a Report on the School-Level Minor Repairs and Maintenance Account, prepared by the Department of Education pursuant to Section 302A-1504, HRS.

Gov. Msg. No. 121, dated December 19, 2005, transmitting a Report on the Comprehensive Accountability System, prepared by the Department of Education pursuant to Section 302A-1004, HRS.

Gov. Msg. No. 122, dated December 19, 2005, transmitting a Report on the Hawaii 3R's School Repair and Maintenance Fund, prepared by the Department of Education pursuant to Section 302A-1502.4, HRS.

Gov. Msg. No. 123, dated December 19, 2005, transmitting the Restructured Schools, Accountability of Education Service Provider Report, prepared by the Department of Education pursuant to S.C.R. No. 191 (2005) and H.R. No. 180 (2005).

Gov. Msg. No. 124, dated December 19, 2005, transmitting a Report on Edible School Gardens, prepared by the Department of Education pursuant to S.R. No. 7 (2005) and H.R. No. 21 (2005).

Gov. Msg. No. 125, dated December 19, 2005, transmitting the Annual Report on Educational Assessment and Accountability, prepared by the Department of Education pursuant to Section 302A-1004, HRS.

Gov. Msg. No. 126, dated December 19, 2005, transmitting a Report on the Federal Maximization Program for IDEA/Medicaid Eligible School-Aged Children, prepared by the Department of Education pursuant to Act 141, SLH 2005.

Gov. Msg. No. 127, dated December 19, 2005, transmitting the Substitute Teachers Classification and Compensation Report, prepared by the Department of Education pursuant to Act 70, SLH 2005.

Gov. Msg. No. 128, dated December 19, 2005, transmitting a Report on School Transportation; Extra Curricular Activities; and Summer School, prepared by the Department of Education pursuant to H.C.R. No. 101 (2005).

Gov. Msg. No. 129, dated December 19, 2005, transmitting a Report on the Department of Education's Findings Relating to School-Level Activities that Promote Civic Learning in Students, prepared by the Department of Education pursuant to S.R. No. 102 (2005).

Gov. Msg. No. 130, dated December 19, 2005, transmitting the Annual Report on the Status of the Program for Environmentally-Themed Products to Support the Environment Established Under Section 195D-5.5, Hawaii Revised Statutes, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195D-5.5, HRS.

Gov. Msg. No. 131, dated December 19, 2005, transmitting a Report of Administratively Established New Accounts or

Funds, prepared by the Department of Budget and Finance pursuant to Act 178, SLH 2002.

Gov. Msg. No. 132, dated December 19, 2005, transmitting a Report on Operations of the Filing Office for Financing Statements Under the Uniform Commercial Code, Secured Transactions for Fiscal Year 2004-2005, prepared by the Department of Land and Natural Resources pursuant to Section 490:9-527, HRS.

Gov. Msg. No. 133, dated December 21, 2005, transmitting a Progress Report: "Plan for the Evaluation of Hawaii's Graduated Licensing Program," prepared by the Department of Transportation pursuant to Act 72, Section 12, SLH 2005.

Gov. Msg. No. 134, dated December 21, 2005, transmitting the Annual Report on the Enrollment and Financial Status of the Hawaii Rx Plus Program, prepared by the Department of Human Services, Med-QUEST Division, pursuant to Section 346-319, HRS.

Gov. Msg. No. 135, dated December 22, 2005, transmitting a Report on the Environmental Response Law and Hawaii's Community Right to Know Act Financial and Environmental Site Information, prepared by the Department of Health pursuant to Chapters 128D and 128E, HRS.

Gov. Msg. No. 136, dated December 22, 2005, transmitting the Annual Financial Report for the Domestic Violence Prevention Special Fund and S.B. 1419, S.D. 1, Related to Domestic and Sexual Violence Services, prepared by the Department of Health, Health Resources Administration, Family Health Services Division, Maternal and Child Health Branch, pursuant to Section 321-1.3, HRS.

Gov. Msg. No. 137, dated December 22, 2005, transmitting the Annual Report of the Hawaii Advisory Commission on Drug Abuse and Controlled Substances (HACDACS) for Fiscal Year 2004-2005, prepared by the Department of Health, Hawaii Advisory Commission on Drug Abuse and Controlled Substances, pursuant to Section 329-3, HRS.

Gov. Msg. No. 138, dated December 22, 2005, transmitting the 2005 Environmental Council Annual Report with Recommendations for Improvement, Environmental Report Card 2005, prepared by the Department of Health, Environmental Council, pursuant to Section 341-6, HRS.

Gov. Msg. No. 139, dated December 22, 2005, transmitting a Report on Expenditures on Substance Abuse, Sex Offender, and Mental Health Treatment; and Job Development for Pretrial, Incarcerated, and Parolee Populations, prepared by the Department of Public Safety pursuant to Act 178, Section 63, SLH 2005.

Gov. Msg. No. 140, dated December 22, 2005, transmitting a report prepared by the Department of Health, Tobacco Settlement Special Fund, Healthy Hawaii Initiative, pursuant to S.C.R. No. 7 (2005), requesting the Department of Health to develop a statewide strategic plan to promote obesity prevention and healthy lifestyles.

Gov. Msg. No. 141, dated December 23, 2005, transmitting a report prepared by the Department of Health, STD/AIDS Prevention Branch, pursuant to S.C.R. No. 109 (2005), which requests the Department of Health to make educational materials available, in written and electronic form, on the prevention, diagnosis, and treatment of hepatitis C to the prevention, diagnosis, and treatment of hepatitis C to physicians, other health care providers, and other persons at high risk for hepatitis C.

Gov. Msg. No. 142, dated December 27, 2005, transmitting a Report on Parental Preferences in Government Contracts, Programs, and Services, prepared by the Executive Branch pursuant to Act 162, SLH 2002.

Gov. Msg. No. 143, dated December 27, 2005, transmitting a Report on Goals, Objectives and Policies, Action Plans and Performance Measures, prepared by the Department of Human Resources Development pursuant to Act 100, Section 7, SLH 1999.

Gov. Msg. No. 144, dated December 28, 2005, transmitting the Annual Report on Initiatives and Improvements in Kalaupapa Settlement and to Track Patient and Non-Patient Costs Separately, Whenever Appropriate and Possible, prepared by the Department of Health pursuant to Section 326-25.5, HRS.

Gov. Msg. No. 145, dated December 28, 2005, transmitting the TANF Progress Report, prepared by the Department of Human Services pursuant to Act 178, Section 42, SLH 2005.

Gov. Msg. No. 146, dated December 28, 2005, transmitting a report prepared by the Department of Health, Tobacco Settlement Special Fund, The Healthy Hawaii Initiative, pursuant to Act 178, Section 25, SLH 2005, requiring the Department of Health to prepare a yearly detailed progress report on the status of the Healthy Hawaii Initiative and to identify the impact on any aspect of the Healthy Hawaii Initiative success due to the reallocation of funds from the tobacco settlement fund to the healthy start purchase of service contracts.

Gov. Msg. No. 147, dated December 29, 2005, transmitting a report prepared by the Housing and Community Development Corporation of Hawaii, pursuant to Act 178, Section 39, SLH 2005, requesting the Department of Human Services to submit a report identifying the number of homeless persons assisted in the prior two fiscal years and the number of individuals anticipated to be assisted in the current and succeeding fiscal year.

Gov. Msg. No. 148, dated December 29, 2005, transmitting a Report of the Working Group to Review the National Conference of Insurance Legislators (NCOIL) Property-Casualty Insurance Modernization Act, prepared by the Department of Commerce and Consumer Affairs, Insurance Division, pursuant to H.C.R. No. 83 (2005).

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 1 to 28) were read by the Clerk and were placed on file:

Dept. Com. No. 1, from the State Auditor dated November 25, 2005, transmitting a report, "Audit of the Deposit Beverage Container Program," (Report No. 05-09).

Dept. Com. No. 2, from the State Auditor dated May 31, 2005, transmitting a report, "Audit of Selected State Agencies' Procurement of Professional Services Contracts," (Report No. 05-05).

Dept. Com. No. 3, from the State Auditor dated July 7, 2005, transmitting a report, "Audit of Wai'alaie Elementary Public Charter School," (Report No. 05-06).

Dept. Com. No. 4, from the State Auditor dated August 4, 2005, transmitting a report, "Follow-Up Audit of the Foster Board Payment Program," (Report No. 05-07).

Dept. Com. No. 5, from the State Auditor dated November 8, 2005, transmitting a report, "Review of Revolving Funds, Trust Funds, and Trust Accounts of the Judiciary and the Departments of Commerce and Consumer Affairs, Hawaiian Home Lands, Health, and Human Services," (Report No. 05-08).

Dept. Com. No. 6, from the University of Hawaii dated November 28, 2005, transmitting the Annual Report on the Research and Training Revolving Fund 2004-2005, pursuant to Section 304.81, HRS.

Dept. Com. No. 7, from the University of Hawaii dated November 28, 2005, transmitting the Annual Report on the Discoveries and Inventions Revolving Fund, pursuant to Chapter 304-8.92, HRS.

Dept. Com. No. 8, from the University of Hawaii dated November 29, 2005, transmitting the Annual Report on Uncollectible Accounts, pursuant to Section 40-82, HRS.

Dept. Com. No. 9, from the University of Hawaii dated December 19, 2005, transmitting the Annual Report on Feasibility of Stem Cell Research for Hawai'i, pursuant to S.C.R. No. 200 (2005).

Dept. Com. No. 10, from the University of Hawaii dated December 19, 2005, transmitting the Annual Report on Revenues, Distributions, Expenditures and Cash Balance from the Research and Training Revolving Fund, pursuant to Act 178, Section 163, SLH 2005.

Dept. Com. No. 11, from the University of Hawaii dated December 20, 2005, transmitting the Annual Report on the University of Hawaii Civil Service Exempt Positions, pursuant to H.C.R. No. 270 (2005).

Dept. Com. No. 12, from the State Auditor dated December 22, 2005, transmitting a report, "Sunrise Analysis: Condominium Association Managers," (Report No. 05-10).

Dept. Com. No. 13, from the State Auditor dated December 23, 2005, transmitting a report, "Audit of Selected Hiring Policies and Practices of the Executive Branch of Government," (Report No. 05-12).

Dept. Com. No. 14, from the State Auditor dated December 23, 2005, transmitting a report, "Sunrise Analysis: Check Cashing and Deferred Deposit Agreements (Payday Loans)," (Report No. 05-11).

Dept. Com. No. 15, from the University of Hawaii dated December 23, 2005, transmitting the Annual Report on the Center for Smart Building and Community Design, pursuant to S.C.R. No. 173 (2005) and H.C.R. No. 166 (2005).

Dept. Com. No. 16, from the University of Hawaii dated December 23, 2005, transmitting the Annual Report for 2004 and 2005 on General Fund Appropriation Transfers Between Program IDs, pursuant to Act 200, Section 54, SLH 2003.

Dept. Com. No. 17, from the University of Hawaii dated December 23, 2005, transmitting Reports for 2004 and 2005 on the Review of the UH's Non-General Funds and Accounts, pursuant to Act 200, Section 55, SLH 2003.

Dept. Com. No. 18, from the University of Hawaii dated December 23, 2005, transmitting the Annual Report on Transfer of Appropriated Funds and Positions, pursuant to Section 37-74, HRS.

Dept. Com. No. 19, from the University of Hawaii dated December 23, 2005, transmitting the Annual Report on the University of Hawaii Special, Revolving, and Trust Funds for the Fiscal Year Ended June 30, 2005, pursuant to Sections 304-7 and 304-8, HRS.

Dept. Com. No. 20, from the University of Hawaii dated December 23, 2005, transmitting the Annual Report on Special and Revolving Fund Expenditures in Excess of Each Fund's Appropriation Approved by the President, pursuant to Section 304-7.8, HRS.

Dept. Com. No. 21, from the State Auditor dated December 27, 2005, transmitting a report, "Follow-Up Audit of the Management of Mauna Kea and the Mauna Kea Science Reserve," (Report No. 05-13).

Dept. Com. No. 22, from the Ombudsman dated December 27, 2005, transmitting the "Report of the Ombudsman," (Report No. 36), pursuant to Section 96-16, HRS.

Dept. Com. No. 23, from the Hawaii Tourism Authority dated December 12, 2005, transmitting the Hawaii Tourism Authority's 2005 Annual Report.

Dept. Com. No. 24, from the State Auditor dated December 29, 2005, transmitting a report, "Systemwide Financial Audit of the University of Hawai'i System: Phase I," (Report No. 05-15).

Dept. Com. No. 25, from the Supreme Court of Hawaii dated December 29, 2005, transmitting the Final Report of the Appellate Review Task Force, pursuant to Act 202, Section 83, SLH 2004.

Dept. Com. No. 26, from the Supreme Court of Hawaii dated December 29, 2005, transmitting the Final Report of the Committee to Conduct a Comprehensive Review of the Hawai'i Penal Code, pursuant to Act 125, SLH 2005.

Dept. Com. No. 27, from the State Auditor dated December 30, 2005, transmitting the "Hawai'i 2050 Sustainability Task Force Report," pursuant to Act 8, Special Session 2005.

Dept. Com. No. 28, from the State Auditor dated January 4, 2006, transmitting a report, "Management Audit of the Division of Conservation and Resources Enforcement," (Report No. 06-01).

INTRODUCTION OF SENATE BILLS

On motion by Senator Hee, seconded by Senator Hogue and carried, the following bills passed First Reading by title and were deferred:

Senate Bill

No. 2061 "A BILL FOR AN ACT RELATING TO PART-TIME, TEMPORARY, AND SEASONAL OR CASUAL PUBLIC EMPLOYEES."

Introduced by: Senators Hee, Chun Oakland, Nishihara, Sakamoto.

No. 2062 "A BILL FOR AN ACT RELATING TO INDEPENDENT EDUCATIONAL INSTITUTIONS."

Introduced by: Senators Hee, Baker, Fukunaga, Kim, Kanno, Nishihara, Chun Oakland, Espero, Sakamoto, Kokubun.

No. 2063 "A BILL FOR AN ACT RELATING TO STATE BONDS."

Introduced by: Senator Taniguchi.

No. 2064 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII-WEST OAHU."

Introduced by: Senator Espero.

No. 2065 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REGISTRATION."

Introduced by: Senators Espero, Inouye, Fukunaga, Bunda, Tsutsui, Hooser, Menor.

No. 2066 "A BILL FOR AN ACT RELATING TO CAPITAL PUNISHMENT."

Introduced by: Senator Espero.

No. 2067 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Taniguchi.

No. 2068 "A BILL FOR AN ACT RELATING TO THE OFFICE OF INTERNATIONAL AFFAIRS."

Introduced by: Senator Taniguchi.

No. 2069 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

Introduced by: Senator Taniguchi.

No. 2070 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

Introduced by: Senator Taniguchi.

No. 2071 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STIPENDS FOR ASSISTANT ATHLETIC DIRECTORS AND COACHES EMPLOYED BY THE DEPARTMENT OF EDUCATION."

Introduced by: Senator Taniguchi.

No. 2072 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ATHLETIC HEALTH CARE TRAINERS IN PUBLIC SCHOOLS."

Introduced by: Senator Taniguchi.

No. 2073 "A BILL FOR AN ACT RELATING TO THE POWER OF ARREST."

Introduced by: Senators Taniguchi, Hanabusa.

No. 2074 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DEVELOPMENT OF A NON-EMERGENCY REPORTING SYSTEM, KNOWN AS 3-1-1."

Introduced by: Senator Taniguchi.

No. 2075 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CAMPBELL HIGH SCHOOL."

Introduced by: Senators Espero, Chun Oakland.

No. 2076 "A BILL FOR AN ACT RELATING TO LEASEHOLD CONVERSION."

Introduced by: Senators Fukunaga, Espero, Ige.

No. 2077 "A BILL FOR AN ACT RELATING TO INCOME TAX DEDUCTIONS."

Introduced by: Senators Fukunaga, Espero, Ige.

No. 2078 "A BILL FOR AN ACT RELATING TO TECHNOLOGY TRAINING."

Introduced by: Senators Fukunaga, English, Ihara, Ige.

Senator Sakamoto rose on a point of personal privilege as follows:

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

"Mr. President, the issue of fixing our schools has been in the news and some people across the aisle and across the way in the House have made comments that over half a billion dollars is sitting in the Department of Education for use. As you know, colleagues, I do my homework and repair and maintenance is something that we all agree needs to be done.

"Mr. President, may I have a short recess to pass something out and then we can just go over it?"

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

The Senate reconvened at 11:56 o'clock a.m.

Senator Sakamoto continued:

"Mr. President, again, it's been that some people feel that a half a billion dollars has been appropriated and sitting there for the Department of Education to fix the schools with. The paper reported our Governor as saying 'We just need to use it, period. The department has enough money that no school restroom in the state should be broken.'

"Mr. President, I've reviewed the last three years of what we, the Legislature, and the Governor has signed into law and with the table I passed out for the fiscal year 2003-2004, for repair and maintenance we've appropriated \$35 million for R & M and \$73 million for CIP. The Governor did release the \$35 million for repair and maintenance. She released \$62 million of the \$73 million for capital improvement projects, leaving \$11 million not yet released. For 2004-2005, repair and maintenance \$100 million – all of that was released, thankfully. On CIP, capital improvements of \$134 million, just \$67 million, half of that, was released. The other half remains to be released. For the year 2005 – I apologize, I have a typo – 2005-2006, \$75 million for repair and maintenance, of that, only \$40 million has been released thus far, leaving \$35 million yet to be released not released by the Governor. And for capital improvement projects of \$140 million appropriated, \$40 million was released leaving \$100 million yet to be released.

"So yes, you total up repair and maintenance and capital improvements, \$344 million has been released but that leaves \$35 million for repair and maintenance not released and \$178 million in capital improvements not released, totaling up to \$213 million sitting somewhere, perhaps not on the Governor's desk – somewhere perhaps in budget and finance, somewhere perhaps in somebody's trash can – but certainly the Department of Education wants all of these projects released.

"Our Governor has sometimes said they don't send it to her, and maybe there's a mixed message. At the HSTA forum on Saturday, the Governor said she signs everything that comes to her desk but maybe her instructions or someone else's instructions are stopping things from getting to that point. So we hope that she will release that money so that this amount of bathrooms and closets and portables and libraries can be fixed. And this, for people's information, is not part of the \$525 million in repair and maintenance the department had on their list in September of this year. They have said that the \$35 million on the repair and maintenance has already been pegged for other jobs. So in addition to this, there's still a \$525 million in repair and maintenance that needs to be done. Mr. President, I feel in three years we can accomplish that.

"For clarification, this isn't talking about cash or bonding. This is talking about categories of jobs, repair and maintenance and capital improvement, which are bigger jobs.

"Let's all urge Ms. Governor to release the money so we can get the schools repaired and let's all work together to continue to appropriate money and get the money released so we can get our schools where we all want them to be.

"Thank you, Mr. President."

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

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

"I agree with many of the remarks that the Chair of Education made. When we sent out a survey in my district, my constituents said that the number one issue is that they should have the schools repaired. The number two, by the way, was that we should have the tax cut that you talked about, Mr. President.

"I call upon the Chair of the Education Committee and I hope that we can have some sort of a hearing so that we can find out exactly what the numbers are because we hear stories about some repair and maintenance items that have been on the books for many, many years. We hear stories about some repairs that have been made and yet the items still remain on the books, and that's obviously a concern. We hear stories that the Governor is not releasing the money and then the Governor's office will tell us privately it's because much of the paperwork or justification has not come through to her office to have that happen.

"So, this is a very important issue, and because this is a very important issue, let's have a hearing about it and let's find out what the numbers are, and let's just get the job done – no politics, just get it done! Thanks."

Senator Sakamoto rose in response and said:

"Mr. President, in response to our Senator from the Windward side, this afternoon there is a joint briefing with the Department of Education, joint with us and the House, on the DOE budget. And certainly this would be a topic that would be part of that discussion, so we welcome you as well as our colleagues to ask the appropriate questions and I agree with you – let's get the job done."

ADJOURNMENT

At 12:03 o'clock p.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 9:30 o'clock a.m., Monday, January 23, 2006.

FOURTH DAY

Monday, January 23, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 9:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable J. Kalani English, Hawaii State Senate, after which the Roll was called showing all Senators present with the exception of Senator Hemmings who was excused.

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

INTRODUCTION OF SENATE BILLS

On motion by Senator Hee, seconded by Senator Hogue and carried, the following bills passed First Reading by title and were deferred:

Senate Bill

No. 2079 "A BILL FOR AN ACT RELATING TO CHILDREN."

Introduced by: Senators Baker, Ige, Fukunaga.

No. 2080 "A BILL FOR AN ACT RELATING TO THE EDUCATION OF CHILDREN WITH DISABILITIES."

Introduced by: Senators Baker, Chun Oakland, Tsutsui, Fukunaga.

No. 2081 "A BILL FOR AN ACT RELATING TO CIGARETTES."

Introduced by: Senators Baker, Chun Oakland, Ige, Fukunaga.

No. 2082 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."

Introduced by: Senators Baker, Tsutsui.

No. 2083 "A BILL FOR AN ACT RELATING TO ELECTION BY MAIL."

Introduced by: Senators Nishihara, Hooser, Espero.

No. 2084 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senators Nishihara, Kim.

No. 2085 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION."

Introduced by: Senator Nishihara.

No. 2086 "A BILL FOR AN ACT RELATING TO CHAPTER 704, HAWAII REVISED STATUTES."

Introduced by: Senators Nishihara, Kim.

No. 2087 "A BILL FOR AN ACT RELATING TO THE TEACHER CADET PROGRAM."

Introduced by: Senator Nishihara.

No. 2088 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Nishihara.

No. 2089 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO THE CITY AND COUNTY OF HONOLULU TO DESIGN AND CONSTRUCT A SIDEWALK ON THE NORTH SIDE OF WAIPAHU STREET, OAHU."

Introduced by: Senator Nishihara.

No. 2090 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Introduced by: Senators Fukunaga, Chun Oakland, Slom, Hooser, Taniguchi, Ihara, Kokubun, Baker, Ige.

No. 2091 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senator Menor, by request.

No. 2092 "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS."

Introduced by: Senator Menor, by request.

No. 2093 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Menor, by request.

No. 2094 "A BILL FOR AN ACT RELATING TO REFERRAL TO ALCOHOL AND DRUG ABUSE SCREENING AND COUNSELING."

Introduced by: Senator Menor, by request.

No. 2095 "A BILL FOR AN ACT RELATING TO LIFE INSURANCE."

Introduced by: Senator Menor, by request.

No. 2096 "A BILL FOR AN ACT RELATING TO GIFT CERTIFICATES."

Introduced by: Senator Menor, by request.

No. 2097 "A BILL FOR AN ACT RELATING TO SMOKING."

Introduced by: Senators Hooser, Tsutsui, Nishihara, Espero, Chun Oakland, Baker, Kim, Ige, Fukunaga, Ihara.

No. 2098 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senators Hooser, English, Nishihara, Tsutsui, Chun Oakland, Kim, Trimble, Ihara, Kanno, Taniguchi.

No. 2099 "A BILL FOR AN ACT RELATING TO HOMEOPATHY."

Introduced by: Senators Hooser, English, Espero, Baker, Kim, Fukunaga.

No. 2100 "A BILL FOR AN ACT RELATING TO VENTURE FINANCING."

Introduced by: Senators Fukunaga, Ige, Espero, Hooser, Hogue, English, Ihara, Sakamoto.

No. 2101 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Fukunaga.

No. 2102 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senators Fukunaga, Menor.

No. 2103 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senators Fukunaga, Espero, Menor.

No. 2104 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Senator Fukunaga, by request.

No. 2105 "A BILL FOR AN ACT RELATING TO INCEST."

Introduced by: Senator Ihara.

No. 2106 "A BILL FOR AN ACT RELATING TO FELONY SEX CRIMES AGAINST CHILDREN."

Introduced by: Senator Ihara.

No. 2107 "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTABILITY."

Introduced by: Senator Ihara, by request.

No. 2108 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Senator Ihara, by request.

No. 2109 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Senator Menor, by request.

No. 2110 "A BILL FOR AN ACT RELATING TO HOMEOWNER LOSS MITIGATION PROGRAM."

Introduced by: Senator Bunda.

No. 2111 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR KAIKA BAY."

Introduced by: Senator Bunda.

No. 2112 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Senator Kokubun, by request.

No. 2113 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Senator Kokubun, by request.

No. 2114 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Senator Kokubun, by request.

No. 2115 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Senator Kokubun, by request.

No. 2116 "A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE LANES."

Introduced by: Senators Hemmings, Hogue, Slom, Trimble.

No. 2117 "A BILL FOR AN ACT RELATING TO TAXATION OF LOW EMISSION AND ENERGY-EFFICIENT VEHICLES."

Introduced by: Senators Hemmings, Hogue, Slom, Trimble.

No. 2118 "A BILL FOR AN ACT RELATING TO LOW EMISSION AND ENERGY-EFFICIENT VEHICLES."

Introduced by: Senators Hemmings, Hogue, Slom, Trimble.

No. 2119 "A BILL FOR AN ACT RELATING TO A VEHICLE CONVERSION TAX CREDIT."

Introduced by: Senators Hemmings, Hogue, Slom, Trimble.

No. 2120 "A BILL FOR AN ACT RELATING TO AGRICULTURAL PUBLIC LAND USED TO GROW BIODIESEL PRODUCING CROPS."

Introduced by: Senators Hemmings, Hogue, Slom, Trimble.

No. 2121 "A BILL FOR AN ACT RELATING TO BIODIESEL."

Introduced by: Senators Hemmings, Hogue, Slom, Trimble.

No. 2122 "A BILL FOR AN ACT RELATING TO THE LICENSE TAX ON BIODIESEL."

Introduced by: Senators Hemmings, Hogue, Slom, Trimble.

No. 2123 "A BILL FOR AN ACT RELATING TO ALTERNATIVE ENERGY INCENTIVES."

Introduced by: Senators Hemmings, Hogue, Slom, Trimble.

No. 2124 "A BILL FOR AN ACT RELATING TO HYDROGEN ENERGY PARKS."

Introduced by: Senators Hemmings, Hogue, Slom, Trimble.

No. 2125 "A BILL FOR AN ACT RELATING TO TAX CREDITS."

- Introduced by: Senators Hemmings, Hogue, Slom, Trimble.
- No. 2126 "A BILL FOR AN ACT RELATING TO TAX CREDITS."
Introduced by: Senators Hemmings, Hogue, Trimble, Slom.
- No. 2127 "A BILL FOR AN ACT RELATING TO ENERGY."
Introduced by: Senators Hemmings, Hogue, Slom, Trimble.
- No. 2128 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER LICENSING."
Introduced by: Senators Hemmings, Whalen, Hogue, Slom.
- No. 2129 "A BILL FOR AN ACT RELATING TO A LONG-TERM CARE RESOURCE INITIATIVE."
Introduced by: Senators Chun Oakland, Kanno, Fukunaga, Nishihara, Baker, Kim, Ige, Tsutsui, English, Hanabusa.
- No. 2130 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FAMILY CAREGIVER SUPPORT SERVICES."
Introduced by: Senators Chun Oakland, Kanno, Nishihara, Baker, Kim, Ige, Tsutsui, English, Hanabusa, Fukunaga.
- No. 2131 "A BILL FOR AN ACT RELATING TO AN AUTOMATED VICTIM NOTIFICATION SYSTEM."
Introduced by: Senators Chun Oakland, Baker, Inouye, Fukunaga, Kanno.
- No. 2132 "A BILL FOR AN ACT RELATING TO PERINATAL CARE."
Introduced by: Senators Chun Oakland, Baker, Inouye, Fukunaga, Kanno.
- No. 2133 "A BILL FOR AN ACT RELATING TO HEALTH."
Introduced by: Senators Chun Oakland, Baker, Inouye, Fukunaga, Kanno.
- No. 2134 "A BILL FOR AN ACT RELATING TO INTERNATIONAL MATCHMAKING."
Introduced by: Senators Chun Oakland, Baker, Inouye, Kanno, Fukunaga.
- No. 2135 "A BILL FOR AN ACT RELATING TO PRE-PAID PHONE CARDS."
Introduced by: Senators Chun Oakland, Baker, Inouye, Fukunaga, Kanno.
- No. 2136 "A BILL FOR AN ACT RELATING TO HEALTH."
Introduced by: Senators Baker, Chun Oakland, Inouye, Fukunaga, Kanno.
- No. 2137 "A BILL FOR AN ACT RELATING TO RESTROOM FACILITIES FOR WOMEN."
Introduced by: Senators Chun Oakland, Baker, Fukunaga, Kanno.
- No. 2138 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS."
Introduced by: Senators Baker, Chun Oakland, Inouye, Fukunaga, Kanno.
- No. 2139 "A BILL FOR AN ACT RELATING TO HEALTH."
Introduced by: Senators Baker, Chun Oakland, Inouye, Fukunaga.
- No. 2140 "A BILL FOR AN ACT RELATING TO MEDICAID."
Introduced by: Senators Chun Oakland, Baker, Inouye, Kanno, Fukunaga.
- No. 2141 "A BILL FOR AN ACT RELATING TO SEX ASSAULT SERVICES."
Introduced by: Senators Baker, Chun Oakland, Inouye, Fukunaga, Kanno.
- No. 2142 "A BILL FOR AN ACT RELATING TO PROTECTION FOR VICTIMS OF HUMAN TRAFFICKING."
Introduced by: Senators Chun Oakland, Fukunaga.
- No. 2143 "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS."
Introduced by: Senators Hanabusa, by request, Nishihara.
- No. 2144 "A BILL FOR AN ACT RELATING TO THE RIGHTS OF THE ACCUSED."
Introduced by: Senators Hanabusa, Tsutsui, Hee, English, Taniguchi, Kokubun, Nishihara.
- No. 2145 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."
Introduced by: Senators Hanabusa, Tsutsui, Hee, English, Kokubun, Nishihara, Taniguchi.
- No. 2146 "A BILL FOR AN ACT RELATING TO IDENTIFICATION."
Introduced by: Senators Hanabusa, Hee, Nishihara, English, Kim, Chun Oakland, Tsutsui, Taniguchi, Kokubun.
- No. 2147 "A BILL FOR AN ACT RELATING TO HAWAIIAN EDUCATION."
Introduced by: Senators Hanabusa, Chun Oakland, English, Hee, Tsutsui, Kokubun, Nishihara, Kim.
- No. 2148 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII CONSTITUTION RELATING TO THE ATTORNEY GENERAL."
Introduced by: Senators Hanabusa, English, Kim, Hee, Kokubun, Taniguchi, Tsutsui, Nishihara.

No. 2149 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Hanabusa, English, Chun Oakland, Kokubun, Nishihara, Kim.

No. 2150 "A BILL FOR AN ACT RELATING TO BOATING."

Introduced by: Senators Hanabusa, Chun Oakland, Hee, Tsutsui, Kokubun, English, Nishihara, Kim.

No. 2151 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WAIANAE COAST COMPREHENSIVE HEALTH CENTER."

Introduced by: Senators Hanabusa, Hee, Chun Oakland, Taniguchi, Tsutsui, Kokubun, Nishihara, English, Kim.

No. 2152 "A BILL FOR AN ACT RELATING TO HARBORS."

Introduced by: Senators Hanabusa, Hee, Chun Oakland, Taniguchi, Tsutsui, Kokubun, English, Nishihara, Kim.

No. 2153 "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT."

Introduced by: Senators Hanabusa, Chun Oakland, Nishihara, Tsutsui, English, Sakamoto, Baker, Trimble, Kim.

No. 2154 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF THE STATE OF HAWAII."

Introduced by: Senators Hanabusa, Chun Oakland, Nishihara, Tsutsui, English, Sakamoto, Baker, Trimble, Kim.

No. 2155 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senators Hanabusa, Nishihara, Tsutsui, Sakamoto, Baker, Chun Oakland, Trimble, Kim.

No. 2156 "A BILL FOR AN ACT RELATING TO THE AUDITOR."

Introduced by: Senators Hanabusa, Nishihara, Tsutsui, Sakamoto, Baker, Chun Oakland, Trimble, Kim.

No. 2157 "A BILL FOR AN ACT RELATING TO ELECTRONIC COMMERCE AND IDENTITY THEFT."

Introduced by: Senators Fukunaga, Menor, Hanabusa, Hooser.

No. 2158 "A BILL FOR AN ACT RELATING TO IDENTITY THEFT."

Introduced by: Senators Fukunaga, Menor, Hanabusa, Hooser.

No. 2159 "A BILL FOR AN ACT RELATING TO IDENTITY THEFT."

Introduced by: Senators Fukunaga, Menor, Hanabusa, Hooser.

No. 2160 "A BILL FOR AN ACT RELATING TO ELECTRONIC COMMERCE."

Introduced by: Senators Fukunaga, Menor, Hanabusa, Hooser.

No. 2161 "A BILL FOR AN ACT RELATING TO FOSTER CHILDREN."

Introduced by: Senators Chun Oakland, Kanno, Kim, Ige, Tsutsui, Hanabusa, Fukunaga, English.

No. 2162 "A BILL FOR AN ACT RELATING TO FOSTER CHILDREN."

Introduced by: Senators Chun Oakland, Baker, English, Hanabusa, Fukunaga.

No. 2163 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senators Chun Oakland, Kanno, Baker, Kim, Ige, Tsutsui, English, Hanabusa, Fukunaga.

No. 2164 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Senators Chun Oakland, Kanno, Baker, Kim, Fukunaga, English, Ige, Hogue, Hanabusa.

No. 2165 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators Chun Oakland, Kanno, Nishihara, Fukunaga.

No. 2166 "A BILL FOR AN ACT RELATING TO MINORS."

Introduced by: Senator Chun Oakland.

No. 2167 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO SUPPORT ADDITIONAL PHYSICAL ACTIVITY REQUIREMENT IN PUBLIC SCHOOLS."

Introduced by: Senators Chun Oakland, Kanno, Hogue, Fukunaga, Baker.

No. 2168 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO SUPPORT PHYSICAL ACTIVITY CURRICULUM ENHANCEMENT IN PUBLIC SCHOOLS."

Introduced by: Senators Chun Oakland, Kanno, Hogue, Fukunaga.

No. 2169 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUBSTANCE ABUSE AND TREATMENT EDUCATION."

Introduced by: Senators Chun Oakland, Kanno, Hanabusa, Nishihara, Baker, Kim, Ige, Tsutsui, English, Hogue, Fukunaga.

No. 2170 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE RENTAL HOUSING TRUST FUND."

Introduced by: Senators Chun Oakland, Kanno, Kim, Ige, Fukunaga, Hanabusa.

No. 2171 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Chun Oakland, Kanno, Fukunaga.

No. 2172 "A BILL FOR AN ACT RELATING TO REPRODUCTIVE HEALTH INFORMATION."

Introduced by: Senators Chun Oakland, Nishihara, Baker, Kim, Ige, English, Hanabusa, Fukunaga.

No. 2173 "A BILL FOR AN ACT RELATING TO SERVICE LEARNING."

Introduced by: Senators Chun Oakland, Kanno.

No. 2174 "A BILL FOR AN ACT RELATING TO INCOME TAX."

Introduced by: Senators Chun Oakland, Kanno, Nishihara, Fukunaga.

No. 2175 "A BILL FOR AN ACT RELATING TO SUN PROTECTION."

Introduced by: Senators Chun Oakland, Kanno, Fukunaga.

No. 2176 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUBSTANCE ABUSE PREVENTION AND EDUCATION."

Introduced by: Senators Chun Oakland, Kanno, Hogue, Hanabusa, Nishihara, Baker, Kim, Fukunaga, Ige, English.

No. 2177 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators Chun Oakland, Kanno, Baker, Kim, Ige, Hanabusa, Fukunaga.

No. 2178 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SCHOOL-BASED SUBSTANCE ABUSE TREATMENT FOR MIDDLE SCHOOLS."

Introduced by: Senators Chun Oakland, Kanno, Hanabusa, Baker, Kim, Ige, English, Hogue, Fukunaga.

No. 2179 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Chun Oakland, Ige, Fukunaga.

No. 2180 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."

Introduced by: Senators Chun Oakland, Kanno, Nishihara, Kim, Ige, Hanabusa, Fukunaga.

No. 2181 "A BILL FOR AN ACT RELATING TO HOMELESSNESS."

Introduced by: Senators Chun Oakland, Kanno, Hanabusa, Ige, English, Fukunaga.

No. 2182 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, RELATING TO EDUCATION."

Introduced by: Senators Chun Oakland, Kanno, Hanabusa, Nishihara, Baker, Kim, Ige, Fukunaga.

No. 2183 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SCHOOL REPAIR AND MAINTENANCE."

Introduced by: Senators Chun Oakland, Kanno, Baker, Kim, English, Hogue, Fukunaga, Ige, Hanabusa.

No. 2184 "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS."

Introduced by: Senators Chun Oakland, Baker, Hogue, Hanabusa, Fukunaga.

No. 2185 "A BILL FOR AN ACT RELATING TO FAMILY SERVICE CENTERS."

Introduced by: Senators Chun Oakland, Kanno, Kim, Ige, Fukunaga.

No. 2186 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Chun Oakland, Kanno, Fukunaga.

No. 2187 "A BILL FOR AN ACT RELATING TO JUVENILE DIABETES CURE RESEARCH."

Introduced by: Senators Chun Oakland, Kanno, Fukunaga.

No. 2188 "A BILL FOR AN ACT RELATING TO A COMMISSION ON FATHERHOOD."

Introduced by: Senators Kanno, Chun Oakland, Kim, Hanabusa.

No. 2189 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COMMISSION ON FATHERHOOD."

Introduced by: Senators Kanno, Chun Oakland, Tsutsui, Hanabusa, Fukunaga.

At 9:42 o'clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate stood in recess subject to the call of the Chair to meet in Joint Session with the House of Representatives, in accordance with House Concurrent Resolution No. 2, to receive the Governor's state of the state address.

JOINT SESSION

The Joint Session of the Senate and the House of Representatives of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, was called to order at 10:00 o'clock a.m. by the Honorable Calvin Say, Speaker of the House of Representatives.

At this time, the Speaker welcomed and introduced the following distinguished guests to the members of the Twenty-Third Legislature:

The Honorable James R. Aiona, Jr., Lieutenant Governor of Hawaii, and Mrs. Vivian Aiona. They were presented leis by Representative Clifton K. Tsuji and Senator Lorraine R. Inouye;

The Honorable Ronald T.Y. Moon, Chief Justice, Hawaii State Supreme Court. He was presented a lei by Senator Carol Fukunaga;

The Honorable Ed Case, United States House of Representatives, and Mrs. Audrey Case. They were presented leis by Representative Hermina M. Morita and Senator Gary L. Hooser;

Ms. Haunani Apoliona, Chair, Office of Hawaiian Affairs. She was presented a lei by Representative Pono Chong;

Admiral William J. Fallon, USN, Commander, U.S. Pacific Command;

Rear Admiral Charles D. Wurster, Commander, U.S. Coast Guard, 14th Coast Guard District;

The Honorable Simeon R. Acoba Jr., Associate Justice, Hawaii State Supreme Court;

The Honorable James E. Duffy, Jr., Associate Justice, Hawaii State Supreme Court;

The Honorable Steven H. Levinson, Associate Justice, Hawaii State Supreme Court;

The Honorable Paula A. Nakayama, Associate Justice, Hawaii State Supreme Court;

The Honorable Alan Arakawa, Mayor of the County of Maui, and Mrs. Ann Arakawa;

The Honorable Bryan J. Baptiste, Mayor of the County of Kauai;

The Honorable Harry Kim, Mayor of the County of Hawaii;

The Honorable Kaipo Asing, Chair, Kauai County Council;

The Honorable Donovan M. Dela Cruz, Chair, Honolulu City Council;

The Honorable Robert Carroll, Vice Chair, Maui County Council;

The Honorable John Henry Felix, Dean of the Hawaii Consular Corps; and

Major General Herbert Wolf (Ret.), Honorary Consul of Malaysia.

The Speaker then appointed Senators Donna Mercado Kim, Colleen Hanabusa, and Bob Hogue, on behalf of the Senate, and Representatives K. Mark Takai, Marcus R. Oshiro and Lynn Finnegan, on behalf of the House of Representatives, to escort the Honorable Linda Lingle, Governor of the State of Hawaii, to the rostrum.

Senator Paul Whalen and Representative Cynthia Thielen presented Governor Lingle with ilima leis.

The Speaker then presented to the members of the Twenty-Third Legislature and guests the Honorable Linda Lingle, Governor of the State of Hawaii.

The Governor addressed the Joint Session as follows:

“Mr. President, Mr. Speaker, Lt. Governor and Mrs. Aiona, members of the Legislature, Chief Justice Moon, Chair Apoliona, cabinet members, Congressman and Mrs. Case, Mayor Arakawa and Mrs. Arakawa, Mayor Baptiste, Mayor Kim, members of the counselor corps, distinguished guests, and to all the people of Hawaii: Aloha and good morning.

“It is a great privilege to come once again before you to talk about our state’s future. It is a hallmark of American democracy that governors across our nation are given the opportunity to speak freely about the challenges their states face as well as their hopes and dreams for the future.

“This, and other freedoms we too often take for granted, are being fought for today in distant lands across the globe. Thousands of miles away, countries that suffered under tyranny for decades are now budding democracies because of America’s leadership and sacrifice. In the recent elections in Iraq, people walked as far as eight miles just to exercise their right to vote. Thanks to the efforts of America’s armed forces, democracy is gaining a foothold in Iraq and Afghanistan, and we in America are safer.

“While in Iraq, our own Hawaii National Guard 29th Brigade Combat Team conducted thousands of patrols, destroyed dozens of weapons stockpiles and detained hundreds of insurgents. Perhaps equally important, these American soldiers provided thousands of Iraqi citizens with clothing, food, purified water, school supplies and medical care. And they provided Iraqi citizens with a sense of hope and security that resulted in a 90 percent turnout for voting in the sector patrolled by the 29th Brigade.

“Allow me to take a moment to recognize some of our heroes who are with us this morning. Seated in the gallery and just recently returned home from Iraq is the Commander of the 29th Brigade, Brig. General Joe Chavez, along with Sgt. Major Robert Inouye, members of their brigade, and their families. Please stand and be recognized. (General Chavez, Major Inouye and their families rose to be recognized.)

“These soldiers represent the more than 3,000 men and women of our Hawaii National Guard and Army Reserve who answered the call of duty and served with honor in Iraq, Kuwait, and Afghanistan. On behalf of all the citizens of Hawaii – welcome home, and thank you for your sacrifice and for ensuring a safer world for future generations.

“Today, it is once again my great privilege to report on the state of our state. This year’s address is made more meaningful by the presence of our soldiers.

“2005 will go down in history as one of our best years ever. The economic indicators are strong, investment is robust, and people are optimistic about the future. Our work force grew by 3 percent this year – one of the fastest growth rates in the nation. Our unemployment rate decreased to below 3 percent – the lowest in the nation. Total personal income grew by 8 percent – the biggest increase since 1990, and the third largest increase in the nation. Our gross state product – the most comprehensive measure of the economy – increased by 4.7 percent in 2004. That is the biggest increase since 1991, and the fourth biggest increase in the nation. Visitor arrivals in 2005 are estimated to have reached 7.4 million, the first time in history that we had more than 7 million visitors in a year. And employment in the construction industry is nearing record levels.

“As strong as those numbers are, they alone don’t capture the full story of our success during the past year. We achieved longstanding goals – from opening a new medical school in Kaka’ako, to establishing a refuge to protect our precious marine resources in the Northwestern Hawaiian Islands. We strengthened our ties to Asia. Our delegation to China and Korea returned with significant agreements covering education and economic development. The businesses that went on the trip already expect to generate more than \$100 million in new

business. We regained our fiscal equilibrium because we were willing to make the tough choices, and exercise restraint in our spending.

“When I came into office in 2002, the State was spending \$215 million more than it was collecting. Today, rather than red ink, we are projecting a \$574 million positive balance. This is a turnaround of over three-quarters of a billion dollars in just three years.

“Now is the perfect time to share the results of this success with the people who made it possible – taxpayers who are struggling with the high cost of living, including skyrocketing housing prices and property taxes. It is also the right time to address many unmet needs . . . from dilapidated school buildings . . . to a lack of access to healthcare . . . to deteriorating public housing and a growing homeless population . . . to overburdened transportation systems. And it is obviously the best time in many years to save for the future while making smart investments in those areas that will secure a brighter tomorrow.

“I want to talk first about the least glamorous of my proposals – setting aside more money to meet unexpected challenges in the coming years. I am suggesting that we double the size of the state’s Rainy Day Fund from \$55 million to \$110 million. Combined with the \$188 million in the Hurricane Relief Fund, this is a good start in creating a cushion for those times when the unexpected occurs. Putting aside more money for a rainy day is the responsible, prudent and smart thing to do. And it is exactly what responsible individuals do when they have an increase in their income, because they know that the unexpected can and will happen.

“At the same time we are putting something aside for future unexpected events, people need help – right now – in coping with the high cost of living. I want to use about half of the state’s \$574 million surplus for tax relief for those who need it most. I was disappointed last year when my proposal to raise the standard deduction was not adopted because it meant that those struggling to make ends meet would fall further behind. The bottom line is that we are collecting income taxes from people who simply can’t afford to pay them.

“Given our current fiscal condition and projected future revenue, we can raise the standard deduction further than I suggested last year, to 75 percent of the federal level. Moreover, raising the standard deduction helps hundreds of thousands more people than the Earned Income Tax Credit. It is simple for the State to implement, and easy for taxpayers to understand.

“I realize there are other points of view on how to get money back into the hands of our citizens, including President Buda’s call for adjusting the income tax brackets. I like his approach as well, and that is why I am calling on the Legislature to adopt both ideas. Combining an increased standard deduction with a widening of the income tax brackets would reduce the tax burden by \$86 million and benefit over 80 percent of the taxpayers and their dependents. It would mean that a family of four earning \$50,000 or less a year would save an estimated \$568 a year.

“This proposal alone, however, is not enough to make a real difference for families coping with higher housing costs, higher property taxes, higher car registration taxes, higher electricity rates, higher water and sewer bills, higher medical bills, and higher food prices. In light of higher prices for so many necessities of life, I am proposing two additional tax relief measures this year in recognition of the reality that people are

facing across our state, especially the hundreds of thousands who are living paycheck to paycheck.

“First, I am suggesting that we grant a \$100 per person tax credit to those households earning \$50,000 or less a year in order to offset the taxes people pay on food, medical services and non-prescription drugs. I think it is unconscionable that we tax people for eating and getting sick. This tax credit would equal \$400 for a family of four and would benefit 707,000 taxpayers and their dependents.

“Finally, I am proposing a one-time tax refund of \$150 per exemption for all but the highest income residents. A couple with two children would receive a check for \$600 early next year. This one-time tax refund would benefit 857,000 taxpayers and their dependents. The advantage of including a one-time refund in the tax relief package is that it gets money to people now when they need it, but it preserves our future options since we are not committed to pay it in the coming years.

“If the Legislature enacts this \$285 million tax relief package, a family of four earning \$50,000 or less would receive \$1,568. Let me repeat how much a family would save – \$1,568. This is enough to pay a year’s tuition at a community college with money left over for books, enough for a family to pay its electric bills for a year, or enough to pay off a mounting credit card debt that many are carrying.

“I don’t view this Session as a fight between tax relief or more money for education . . . or between education and saving for a rainy day . . . or between saving for a rainy day and securing our economic future through investments in new energy resources. I view it as a chance to literally have it all. Perhaps not in the exact form and amounts that each of us wants, but surely we can manage to compromise now that the treasury is full.

“We must resist framing the discussion in terms of ‘either/or,’ but rather we should frame it in terms of ‘how.’

“Education must be one of our highest priorities, and is deserving of more support. It is our hope for a better tomorrow, both for us as individuals and as a state. Over time, it can wash away the barriers of disadvantage. Almost all of us have been in a DOE or UH building that was run down – peeling paint, lack of electrical power, broken fixtures or worse. And new housing developments have created over-crowded conditions at some schools.

“I am proposing a dramatic increase of \$132.5 million for K-12 public education, including \$90 million in additional funds for school construction and repairs and maintenance. This money is on top of the \$570 million already appropriated, but not yet spent by the Department of Education . . . for a total of \$660 million.

“These are big numbers, although they are not as large as some have suggested. Before we give the DOE a blank check, we must be certain we are getting our money’s worth for the more than \$2 billion we are already spending each year on K-12 operations, and the \$570 million already approved to construct, repair and maintain our schools.

“Besides the need for a robust repair and maintenance program and new school construction, the DOE is facing a severe teacher shortage. I am proposing four laws to immediately address the shortage:

1. Allow retired DOE teachers to be hired for difficult to fill classroom positions for 24 months without any loss of retirement benefits.

2. Start a Master Teacher Program that would pay a \$10,000 a year bonus to any of the 111 National Board Certified Teachers who agree to teach in an underperforming school for three years. These master teachers must mentor the other teachers and would be allowed to return to their original schools.
3. Create an Emergency Certified Teacher Program that would allow anyone holding a bachelor's degree or higher to teach in the subject in which they have degrees as long as they complete the substitute teacher training program or similar course.
4. Use \$500,000 to reestablish the Hawaii Educator Loan Program, and reduce the amount of time you must teach from 10 to 6 years in order to qualify for loan forgiveness for tuition at any certified teaching program.

"I have also included money in the Supplemental Budget for 100 more students to enter the College of Education at Manoa and West Oahu and 150 more students from the community colleges who would transfer in to the College of Education.

"The charter schools are an important adjunct to the traditional DOE schools. This important option for parents, teachers and students has never received fair and equal funding and we should change that this Session. Also, we should give the charter schools their own school district so they are able to receive funds directly from the federal government. This will be a net gain for our state school system. I am also requesting that you remove the cap on the number of charter schools so that we can establish seven new charter schools around the state that would use environmental education as their foundation.

"I view environmental threats as one of the most serious problems for us to address. It is increasingly important that future generations have an understanding of these issues and the choices we will face in the years ahead.

"I have included money in my Supplemental Budget to establish these seven charter schools throughout the major islands, including two on the Big Island. I hope you will give this proposal your most serious consideration.

"While public schools garner most of the education headlines, both good and bad, our University system is equally important and deserving of additional support. Last month I proposed that the UH receive an additional \$45.6 million in operating funds and \$252 million more for facilities, including \$175 million in private funding to make the dream of a UH West Oahu campus a reality. The increased funding includes the money needed to repair crumbling buildings throughout the UH system, to increase campus security, expand workforce education in nursing, teaching and the construction trades, to fund the College of Pharmacy at UH-Hilo, and to support the Hawaiian Studies program.

"A good education is still the surest way to a higher-paying job, but even with rising wages, the price of rental housing and home purchase is out of reach today for too many people. The supply of rental housing has tightened and Hawaii ranks 48th in home ownership. And as anyone knows who has visited Ala Moana Beach Park, the breakwater at Kahului Harbor on Maui and other areas across the state, the number of homeless among us is growing. It is simply not *pono* for our families to be living in cars, people to be sleeping in the doorways of businesses downtown or on picnic tables in our public parks.

"There is no one silver bullet to solve the problems of homelessness and affordable housing, but there are many good

ideas that can and should be enacted. We should begin by learning from our successes. I am proud to report that the Department of Hawaiian Home Lands has awarded more residential leases and provided more families with opportunities for home ownership in the last two years than in the entire decade of the 1990's.

"This fact is impressive, but let me share with you the human side of this success. This is a letter written to Hawaiian Homes Commission Chairman Micah Kane after the recent awarding of homestead lots in the Lai`opua subdivision on the Big Island:

'Dear Mr. Kane, I'm writing to thank you and the DHHL administration for all your love and support yesterday at the selection meeting in Kailua Kona. I cannot express the emotion that I felt from the very beginning of the meeting. The pule from Kaulana Park was truly spirit filled. I did not know what to expect at this meeting. When I saw my husband's name, Wendell Kualaaau on the big screen and heard his name called, I couldn't help but to feel an emotion of *finally*. Then I watched him hold his composure and his emotions through the whole process. Each and every one of you practically held everyone's hand through the entire procedure. Your administration was so organized and displayed such a sincere congratulations to each of the awardees. I don't know what it feels like to win the lottery, but I imagine that this was pretty close. We all need hope in life to carry on and to have a future to look forward to. DHHL gave that to so many Hawaiians yesterday. Once again, thank you for an experience that will live in my heart forever.

Aloha,
Teresa A. Kualaaau.'

"It is important to note that every home built by DHHL means there is one less family competing for an affordable home in the open market. DHHL's success has been so dramatic that the Building Industry Association recently named Hawaiian Homes Commission Chairman Micah Kane as its Housing Advocate of the Year. The Department achieved this success through many innovative programs, such as leveraging federal rural development funds, pre-selection credit reviews, and ongoing counseling to assure successful home ownership. Such approaches can serve as a model for other affordable housing programs.

"But we need more housing for our non-Hawaiian residents as well, so I am making good on my commitment to ask the Legislature to redirect Legacy Lands tax money from the general fund into our housing funds. After all, there is no greater legacy that we can leave our children than a home they can call their own.

"Coupled with this infusion of additional State funding, I am proposing that the Legislature authorize the use of special purpose revenue bonds to encourage the construction of additional workforce housing across the state. Special purpose revenue bonds have proven to be a successful tool for funding private schools, hospitals and economic development projects. It is time to apply this tool to meeting our housing needs.

"To address the problem of homelessness, I am proposing that we spend \$10 million to renovate and repair existing homeless shelters, which have long suffered from neglect . . . and another \$10 million in grants for supportive housing. The importance of this funding cannot be over emphasized. Experience has shown that the homeless need more than just a roof over their head. They need services as well – substance abuse counseling, mental health treatment, and job training –

that will give them the tools they need to stay off the streets. Supportive housing provides all of that in one package.

"I have submitted to you again this year a complete package of housing proposals, including: increased rental subsidies, a program to pay the first month's rent and security deposit, the lack of which keeps many people homeless; streamlined land use processing, and a redefinition of affordable housing in order to qualify more families.

"Lastly, we need to keep our eye on the ball and severely restrict the raiding of any of our housing funds as has been done to the tune of more than \$200 million over the last 10 years. I am proposing a new law to require that any future diversion of funds meant to finance housing projects would need a two-thirds vote of the Legislature.

"While tax relief, education and housing may be the state's most obvious needs, access to medical care and social services has also suffered during the lean years and now requires more funding. Now is the time to move forward to extend MEDICAID coverage to more low-income children and adults. I am proposing programs to extend coverage to an additional 29,000 people over the next six years, with the majority of the cost borne by the federal government. It is also time to restore dental coverage for needy adults . . . specifically preventive care for adults in the MEDICAID program. This is both the humane thing to do and the smart thing to do since a lack of preventive dental care will lead to the need for more painful and costly oral surgery for which the State would be obligated to pay.

"I spoke earlier this morning about the environmental threat we could face if we fail to teach our children the concept of good stewardship of our lands, oceans and other natural resources. And while teaching stewardship will help protect our resources over the long term, we need to invest now in various environmental programs and projects. That's why we've asked you to approve a record \$92 million budget for the Department of Land and Natural Resources that is unprecedented in scope and scale.

"The disrepair of our state parks deserves immediate attention. Residents and visitors alike expect and deserve better than broken or filthy restrooms. I have asked you for an additional \$10 million to repair our park facilities as well as additional funding to clean them more regularly and to provide nighttime security patrols. And I am again calling on the Legislature to invest in the repair and reconstruction of our small boat harbors.

"Besides this additional spending, I am proposing strict new penalties for those who illegally trespass into our forests and who steal timber, including our precious koa. Additionally, I am asking that revenues derived from forest reserves be used to expand and enhance forest stewardship. I am also proposing that we continue the successful partnerships with private landowners in order to encourage more habitat conservation plans on private lands. This law is set to expire next year.

"Respect for nature and respect for our native Hawaiian culture go hand in hand. To lose this would be to lose the very essence of our islands. A vibrant host culture enriches and benefits all of us. I pledge my continued support for those programs and efforts that preserve and perpetuate the Hawaiian culture.

"Of all the tasks that government undertakes, none is more fundamental than ensuring the safety of our citizens. The natural disasters of the past year made it clear that civil defense preparedness is a necessity, not a nicety. Last month, I announced a comprehensive emergency preparedness package.

There are many components to that package, but the bottom line is this:

First, we must harden our public and private buildings, to better resist natural disasters when they do hit.

Second, we must be better prepared to respond before and after a disaster strikes by modernizing our warning systems, stockpiling supplies, doubling the funds available to respond in the first hours after an emergency, and entering into an agreement with other states so we can call on them for aid when disaster strikes. We are the only state in the nation that has not yet signed that agreement and I am asking the Legislature to authorize us to do so now.

Third, we must create additional shelter spaces including special areas for those needing medical care, and a place where people can bring their pets. We learned from Hurricane Katrina that the unwillingness to leave pets behind can lead to human death and injury.

Finally, we must adopt severe penalties for those caught looting during or after a disaster and make it a serious crime to attack a civil defense worker.

"In addition to natural disasters, there are other, more subtle threats to our security that we must address.

"Our dependence on imported oil leaves us vulnerable to price swings and shortages of supply. Earlier this month, I proposed a sweeping set of proposals designed to move us from our decades-long overdependence on imported oil toward energy self-sufficiency based on renewable resources. If we are going to achieve self-sufficiency, we will need to push hard on many fronts. State government needs to lead the way by building more efficient buildings and using less oil itself. Weaning ourselves from oil won't be cost-free, but we must do so if we want our economy to survive the next time the price of a barrel of oil increases by 50 percent.

"I am proposing a bold new initiative to make Hawaii the center of America's development of hydrogen as an alternate fuel source. Already, internationally recognized leaders in this field have expressed interest in using Hawaii as the place where hydrogen can move from the research phase into production.

"Additionally, we need to provide expanded tax incentives for people or businesses who install energy efficient appliances – solar hot water heating, photovoltaics or wind energy systems. We also need to encourage the development of biofuels as a substitute for oil – fuels through farming. Just as we want to mandate 20 percent alternative fuels for electricity production by 2020, we also want to adopt a standard of 20 percent use of biofuels in gasoline by 2020.

"The price of gasoline is just one of the challenges that we face when we drive each day. Another is gridlock on our highways. This is why I am seeking an additional \$137 million for highway construction for projects such as: the North-South Road and Kapolei Parkway on Oahu; the expansion of Kuhio Highway on Kauai; the realignment of Honoapi'ilani Highway on Maui; and the design of an afternoon contra-flow zipper lane on the H-1 Freeway.

"Along with improved traffic flow, we have an obligation to make sure that pedestrians are safe when crossing the street. Just last week another senior citizen was killed by a driver while crossing the street in a marked crosswalk. This 86-year-old *kupuna*, who was so full of life, was on her way to buy supplies for centerpieces for her church choir. The news story said that Betty Tanaka Santiago's great grandchild asked, 'But

why can't I see her anymore?' My heart breaks for Mrs. Santiago's family and I am very angry about this senseless loss of life. I am proposing tough new measures to place traffic violators in jail and revoke their driving privileges for failing to yield the right-of-way to a pedestrian.

"We must not abandon our search for solutions to this and other very difficult problems that continue to plague our State, most notably drug abuse. I am calling again on Legislators to recognize that tougher penalties for repeat drug offenders and the manufacture of ice are essential if we ever hope to make a dent in this community crisis.

"But we also need to increase prevention efforts. As an example, I am proposing \$10.2 million in federal funds to expand the About Face and Healthy Lifestyles programs for at-risk youth and needy adults. This new spending will allow us to double the size of these programs. Director Ted Daligdig and students from the About Face program are with us today. Please stand and be recognized. (Mr. Daligdig and the students rose to be recognized.)

"I have shared a wide range of ideas with you today that I believe all fit into the following basic framework – ensuring that our economic prosperity continues, ensuring that we all share the benefits of that prosperity, and ensuring that we protect those things that make Hawaii so special.

"Of all the things that make us special, one of the foremost is our diversity as a people. Remember the euphoria we all felt last year when the Little League team from Ewa Beach won the world championship? Where else would you find a team that close-knit with kids named Memea, Alviado, Ranit, Javier, Guevara, Fe'au, Baniaga, Rosete, Enos, Aglipay, Kam and Tirpak? Just like that team, as a state we draw strength from our diversity. And we truly believe that it is right and proper to help those in need.

"These two characteristics of diversity and a desire to help others blended together for our troops as they not only fought wars in far-off lands, but helped people who were different than them. The soldiers from Hawaii always treated the Iraqi and Afghan people with respect. As one of our returning National Guardsmen shared his experiences with me at a welcome home ceremony at Kalaehoa, tears came to his eyes as he spoke of having to leave the Iraqi children behind.

"Our ability to show aloha for others – including people from vastly different backgrounds – is one of our greatest sources of strength.

"I'm also reminded of our diversity as we begin the yearlong centennial celebration to mark the journey taken by the first 15 sakadas who arrived on the Big Island from the Philippines in 1906. Like so many before them and so many since, they were driven by a dream – a dream of a better life, of hope and of opportunity. From those humble roots, today the Filipino community makes up almost 25 percent of our population. Its members are among the leaders in all walks of life, from business to politics to the professions.

"Earlier this month, I had the privilege of retracing the journey of the sakadas as part of an official delegation that traveled to the Philippines to celebrate this landmark event. That journey reminded me of the obligation that those of us in public service have to keep Hawaii a place where diversity is respected, and where the dreams of our people, regardless of their origins, can be fulfilled.

"This is the final State of the State Address I will have the privilege of making during this term of office. I'd like to take

this opportunity to thank the members of the Legislature for working with me to move our state forward. While we haven't always seen eye-to-eye, the debate has benefited the public and often made the results better. I'd also like to thank the 50,000 state employees, my colleagues in public service, who work hard to make life better for the citizens of this state.

"There is one state employee in particular whom I would like to recognize today. He is Francis Lum, our state's protocol officer. Mr. Lum has worked directly with five different governors, beginning with Governor Burns. He is retiring after 58 years of service – 40 as the state's protocol officer. Please join me in acknowledging the dedication and commitment of this exemplary public servant. (Mr. Lum rose to be recognized.)

"Mr. Lum is a true public servant. It never mattered if he was working in a Democrat administration or in a Republican administration, whether he was dealing with the House, the Senate, the executive branch, he was exemplary and I will miss you terribly Mr. Lum.

"My final thanks go to the people of Hawaii for giving me the chance to serve. Whether here at home, or traveling on the mainland or in foreign countries, wherever I go, whoever I talk with, I am always so full of pride because I represent the best people in the best place in the world.

"In closing, I can say with gratitude and humility that the state of our State is better today than it was three years ago. It is better today than it was last year. And if we have the political will to work together to make the correct choices during this Legislative Session, the state of our State next year will be even better and stronger and more promising.

"Let's commit to work together to ensure that our economic prosperity continues, that we all share in the benefits of that prosperity, and that we protect those things that make Hawaii special. We have the opportunity. We have the means. Now together, let's seize this moment.

"Mahalo, and God bless you all."

Senate President Robert Bunda then rose and stated:

"Thank you, Governor.

"We certainly do have a lot of work to do this Session. Your proposals will be the subject of much discussion in the coming weeks, and it is our hope that we can find some common ground for the good of the people of Hawaii.

"At this time, this Joint Session of the Legislature is now adjourned."

At 11:00 o'clock a.m., President Bunda declared the Joint Session adjourned.

ADJOURNMENT

At 11:00 o'clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, January 25, 2006.

FIFTH DAY

Wednesday, January 25, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:34 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Will Espero, Hawaii State Senate, after which the Roll was called showing all Senators present with the exception of Senators Kim and Menor who were excused.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 149 to 202) were read by the Clerk and were placed on file:

Gov. Msg. No. 149, dated December 20, 2005, transmitting a report on the reporting requirements of Act 178, SLH 2005.

Gov. Msg. No. 150, dated December 22, 2005, transmitting the Department of Human Resources Development's reports on all expenditures, including the number of claims for workers' compensation claim payments; statistics on the duration of payments made to claimants; statistics on the average compensation paid per claimant; and a breakdown of claims paid by the department for fiscal year ending June 30, 2005, pursuant to Act 41, Section 72, SLH 2004.

Gov. Msg. No. 151, dated December 27, 2005, transmitting the Report on Any Shortage or Condition Affecting the Supply of Petroleum Products, prepared by the Department of the Attorney General pursuant to Section 486H-17, HRS.

Gov. Msg. No. 152, dated December 27, 2005, transmitting a Report on Receipts and Expenditures of the Antitrust Trust Fund for Fiscal Year 2004-2005, prepared by the Department of the Attorney General pursuant to Section 28-13, HRS.

Gov. Msg. No. 153, dated December 28, 2005, transmitting the 2005 Annual Report of the Office of Information Practices.

Gov. Msg. No. 154, dated December 28, 2005, transmitting the Annual Report on the Efforts to Increase the Number of High-Skilled Jobs in Targeted Industry Clusters in 2005, prepared by the Department of Business, Economic Development and Tourism pursuant to Act 148, SLH 2003.

Gov. Msg. No. 155, dated December 29, 2005, transmitting a report prepared by the Department of Human Resources Development pursuant to H.R. No. 198 (2005) on the number of less than full-time public employees that are ineligible for health benefits.

Gov. Msg. No. 156, letter dated December 29, 2005, informing the Senate that pursuant to Act 253, Sections 119 and 120, SLH 2000, the Department of Human Resources Development reports that there was no election of Separation Incentives by any employee affected by reduction-in-force (RIF) in the Executive Branch for the 2005 calendar year and that during the calendar year 2005, two members of civil service in permanent appointments were served official notices of RIF.

Gov. Msg. No. 157, dated December 29, 2005, transmitting a Report on the Study of Parity Between Occupational Therapists,

Physical Therapists and Speech Pathologists Working Within the Department of Education, prepared by the Department of Human Resources Development pursuant to H.C.R. No. 203 (2004).

Gov. Msg. No. 158, dated December 29, 2005, transmitting a report prepared by the Housing and Community Development Corporation of Hawaii, pursuant to Act 227, Section 9, SLH 2002, which puts into place streamlined public housing eviction procedures.

Gov. Msg. No. 159, dated December 29, 2005, transmitting a Report Relating to the Reorganization of the State's Housing Functions, prepared by the Housing and Community Development Corporation of Hawaii pursuant to Act 196, SLH 2005.

Gov. Msg. No. 160, dated December 29, 2005, transmitting a Report on the Assessment of Central Data Center Business Continuity and Disaster Recovery Strategies, prepared by Gartner for the Department of Accounting and General Services pursuant to Act 178, Section 78, SLH 2005.

Gov. Msg. No. 161, dated December 29, 2005, transmitting the 2006 Report on Positions Exempted From the Civil Service, prepared by the Department of Human Resources Development pursuant to H.C.R. No. 270 (2005).

Gov. Msg. No. 162, dated December 16, 2005, transmitting the Crime Victim Compensation Commission's Annual Report for July 1, 2004 – June 30, 2005, prepared by the Department of Public Safety pursuant to Section 351-70, HRS.

Gov. Msg. No. 163, dated December 21, 2005, transmitting the Annual Report of the Hawaii Civil Rights Commission for Fiscal Year Ending June 30, 2005, pursuant to Section 317-7, HRS.

Gov. Msg. No. 164, dated December 28, 2005, transmitting the Department of Taxation's Report Regarding the Department's Goals and Objectives, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 165, dated December 28, 2005, transmitting a Report Relating to Diversified Agriculture Industry, prepared by the Department of Agriculture, Plant Industry Division, pursuant to S.C.R. No. 28 (2005).

Gov. Msg. No. 166, dated December 28, 2005, transmitting a Report on Deployed Positions, pursuant to Act 178, Section 164, SLH 2005.

Gov. Msg. No. 167, dated December 29, 2005, transmitting the Annual Evaluation of the Hawaii Unemployment Compensation Fund, prepared by the Department of Labor and Industrial Relations pursuant to Section 383-126.5, HRS.

Gov. Msg. No. 168, dated December 29, 2005, transmitting a Report on the Employment and Training Fund Program for Program Year 2004 – 2005, prepared by the Department of Labor and Industrial Relations, Workforce Development Division.

Gov. Msg. No. 169, dated December 29, 2005, transmitting a Report of Contested Cases from July 1, 2004 – June 30, 2005, prepared by the Department of Labor and Industrial Relations, Occupational Safety and Health Division, pursuant to Section 396-11, HRS.

Gov. Msg. No. 170, dated December 29, 2005, transmitting a Report on Non-General Fund Information 2004 – 2005, prepared by the Department of Labor and Industrial Relations

Gov. Msg. No. 171, dated December 29, 2005, transmitting the Hoisting Machine Operators' Advisory Board Annual Report for Fiscal Year 2004-2005.

Gov. Msg. No. 172, dated December 29, 2005, transmitting the Hawaii Labor Relations Board Annual Report for Fiscal Year 2004 – 2005 and reflecting the status of the Board on June 30, 2005, pursuant to Section 89-5, HRS.

Gov. Msg. No. 173, dated December 29, 2005, transmitting a report regarding the streamlined sales tax project, prepared by the Department of Taxation pursuant to Act 3, SLH 2005.

Gov. Msg. No. 174, dated December 30, 2005, transmitting a Report Relating to Medicaid Managed Care Plans, prepared by the Department of Human Services, Med-QUEST Division, pursuant to Act 4, Special Session 2005.

Gov. Msg. No. 175, dated December 30, 2005, transmitting the Department of Human Services' Annual Report for Fiscal Year 2005.

Gov. Msg. No. 176, dated January 4, 2006, transmitting the Department of Taxation's Annual Report on Payments to the State by Electronic Funds Transfer, pursuant to Act 177, SLH 1997, as amended by Act 44, SLH 2001.

Gov. Msg. No. 177, dated January 4, 2006, transmitting the Annual Report on the Integrated Tax Information Management System, prepared by the Department of Taxation pursuant to Act 273, SLH 1996 and Act 155, SLH 1999.

Gov. Msg. No. 178, dated December 27, 2005, transmitting the Department of Business, Economic Development, and Tourism's Feasibility Study, pursuant to S.C.R. No. 155 (2005), requesting that the Department of Business, Economic Development, and Tourism and the Hawaii Tourism Authority convene a work group of interested parties to examine the feasibility of hosting an International Pacific Youth Baseball League Championship Tournament in the State.

Gov. Msg. No. 179, dated December 27, 2005, transmitting the Hawaii State Public Library Systems' Annual Report for Fiscal Year Ending June 30, 2005, prepared by the Hawaii State Public Library System, Department of Education, pursuant to Act 129, SLH 1989 and Act 327, SLH 1993, as amended by Act 45, SLH 1999.

Gov. Msg. No. 180, dated December 29, 2005, transmitting a Progress Report: Noise Level Study for Residential Areas Adjacent to the H-1 Freeway, prepared by the Department of Transportation pursuant to Act 178, Section 16, SLH 2005.

Gov. Msg. No. 181, dated December 29, 2005, transmitting the Annual Report of the Stadium Authority Stadium Special Fund Statement of Receipts, Expenditures and Transfers for Fiscal Year Ended June 30, 2005, prepared by the Department of Accounting and General Services pursuant to Section 109-3, HRS.

Gov. Msg. No. 182, dated December 29, 2005, transmitting a Report Relating to Government Operations, prepared by the Department of Transportation pursuant to Act 100, Section 7, SLH 1999.

Gov. Msg. No. 183, dated December 29, 2005, transmitting the 2005 Annual Report of the State Energy Resources Coordinator, prepared by the Department of Business, Economic Development and Tourism pursuant to Section 196-4 (1), HRS.

Gov. Msg. No. 184, dated December 29, 2005, transmitting a Report of the Hawaii Health Care Task Force, prepared by the Hawaii Uninsured Project for the Department of Commerce and Consumer Affairs, Insurance Division, pursuant to Act 223, SLH 2005.

Gov. Msg. No. 185, dated January 4, 2006, transmitting the Hawaii Employer-Union Health Benefits Trust Fund's Annual Report for Fiscal Year Ending June 30, 2005.

Gov. Msg. No. 186, dated January 5, 2006, transmitting the Report of the Insurance Commissioner of Hawaii 2005, prepared by the Department of Commerce and Consumer Affairs pursuant to Section 431:2-211, HRS.

Gov. Msg. No. 187, dated January 9, 2006, transmitting the Department of Accounting and General Services' Uniform Statewide Building Code Task Force Report and Recommendations, pursuant to S.C.R. No. 17 (2005).

Gov. Msg. No. 188, dated January 9, 2006, transmitting a Report on Land Dispositions Made of Public Lands for Calendar Year 2005, prepared by the Department of Land and Natural Resources pursuant to Section 171-29, HRS.

Gov. Msg. No. 189, dated December 15, 2005, transmitting the Annual Report of the Activities of the Board of Certification of Operating Personnel in Wastewater Treatment Facilities, prepared by the Department of Health pursuant to Section 340B-12, HRS.

Gov. Msg. No. 190, dated December 22, 2005, transmitting the Annual Report on the Activities Under the Neurotrauma Special Fund, prepared by the Department of Health pursuant to Section 321H-4, HRS.

Gov. Msg. No. 191, dated January 9, 2006, transmitting a report prepared by the Department of Health, Executive Office on Aging, pursuant to S.C.R. No. 79 (2005), requesting the convening of a task force to facilitate the establishment of naturally occurring retirement communities in Hawaii.

Gov. Msg. No. 192, dated January 9, 2006, transmitting the Department of Agriculture's Annual Report for Fiscal Year 2004.

Gov. Msg. No. 193, dated January 9, 2006, transmitting a Report Relating to Home and Community-Based Services, prepared by the Department of Human Services, Social Services Division, pursuant to Act 153, SLH 2004.

Gov. Msg. No. 194, dated January 9, 2006, transmitting a report prepared by the Department of Health, pursuant to S.C.R. No. 197 (2005), requesting the Director of Health to convene a medical marijuana working group to make recommendations to improve Hawaii's medical marijuana program.

Gov. Msg. No. 195, dated January 9, 2006, transmitting the Report on the Status of the Environmental Health Education Fund, prepared by the Department of Health pursuant to Section 321-27, HRS.

Gov. Msg. No. 196, dated January 9, 2006, transmitting the Annual Audit Report of the Sanitation Branch, prepared by the Department of Health pursuant to Section 321-27.5, HRS.

Gov. Msg. No. 197, dated January 9, 2006, transmitting a Report on the Implementation of Section 321-193.5, Hawaii Revised Statutes, prepared by the Department of Health, Alcohol and Drug Abuse Division, pursuant to Act 161, Section 10, SLH 2002.

Gov. Msg. No. 198, dated January 9, 2006, transmitting a Report on the Statewide Comprehensive Strategic Plan for Services and Supports for Individuals with Developmental Disabilities or Mental Retardation, prepared by the Department of Health pursuant to S.C.R. No. 151 (1999).

Gov. Msg. No. 199, dated January 9, 2006, transmitting a report, "Regarding Maternal and Child Health Services and Contract Services for Early Identification and Home Visiting Services to Support Healthy Start Program," prepared by the Department of Health, pursuant to Act 178, Section 23, SLH 2005.

Gov. Msg. No. 200, dated January 9, 2006, transmitting the Annual Report on Solid Waste Management, prepared by the Department of Health, Office of Solid Waste Management, pursuant to Section 342G-15, HRS.

Gov. Msg. No. 201, dated December 29, 2005, transmitting a Report on the Assessment of Central Data Center Business Continuity and Disaster Recovery Strategies, prepared by Gartner for the Department of Accounting and General Services pursuant to Act 178, Section 78, SLH 2005.

Gov. Msg. No. 202, dated January 9, 2006, transmitting the Department of Transportation's Annual Report for Fiscal Year Ending June 30, 2004.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 29 to 44) were read by the Clerk and were placed on file:

Dept. Com. No. 29, from the City and County of Honolulu Police Department dated November 23, 2005, transmitting its 2005 Annual Misconduct Report, pursuant to Section 52D-3.5, HRS.

Dept. Com. No. 30, from the County of Kauai Police Department dated January 4, 2006, transmitting its Report on Misconduct and Disciplinary Action Regarding Police Officers, pursuant to Act 242, SLH 1995.

Dept. Com. No. 31, from the County of Maui Police Department dated December 30, 2005, transmitting its Standard of Conduct Report for 2005; and its Report on Disciplinary Action Imposed, Suspensions and Terminations for Calendar Year 2005.

Dept. Com. No. 32, from the County of Hawaii Police Department dated December 28, 2005, transmitting its 2005 Annual Misconduct Report, pursuant to Section 52D-3.5, HRS.

Dept. Com. No. 33, from the City and County of Honolulu Police Department dated December 21, 2005, transmitting its Report on Electric Guns in the Custody and Control of the Honolulu Police Department, pursuant to Section 134-16, HRS.

Dept. Com. No. 34, from the University of Hawaii dated December 8, 2005, transmitting the Annual Report on the Activities of the Hawai'i Research Center for Futures Studies, pursuant to Chapter 222, HRS.

Dept. Com. No. 35, from the Hawaii Tourism Authority dated December 12, 2005, transmitting the Hawaii Convention Center Expenditure Report FY 04-05 and FY 05-06 pursuant to Act 178, Section 4, SLH 2005.

Dept. Com. No. 36, from the University of Hawaii dated December 13, 2005, transmitting the Annual Report on Goals, Objectives/Policies, Action Plan, and Performance Measures, pursuant to Act 100, SLH 1999, and Section 304-4.5, HRS.

Dept. Com. No. 37, from the University of Hawaii dated December 14, 2005, transmitting the Annual Report on University of Hawai'i Tuition and Fees Special Fund Expenditures for the Purpose of Generating Private Donations FY 2005, pursuant to Section 304-16.5, HRS.

Dept. Com. No. 38, from the University of Hawaii dated December 14, 2005, transmitting the Annual Report on the University of Hawai'i Risk Management Special Fund, pursuant to Act 186, SLH 2003.

Dept. Com. No. 39, from the University of Hawaii dated December 14, 2005, transmitting the Annual Report on Salaries Paid to Executive/Managerial and Faculty Employees, pursuant to Section 304-13.5, HRS.

Dept. Com. No. 40, from the State Auditor dated December 29, 2005, transmitting a report, "A Study of the Department of Commerce and Consumer Affairs' Requirements for License for Professions and Vocations Part 1," (Report No. 05-14).

Dept. Com. No. 41, from the Circuit Court of the First Judicial Circuit dated January 5, 2006, transmitting an Addendum to the Final Report of the Committee to Conduct Comprehensive Review of the Hawai'i Penal Code.

Dept. Com. No. 42, from the Department of Business, Economic Development and Tourism dated January 11, 2006, transmitting the 2005 Hawaii Data Disc containing the 2000-2004 State of Hawaii Data Book.

Dept. Com. No. 43, from the University of Hawaii dated January 18, 2006, transmitting the Annual Report on the Establishment of a Task Force to Determine Whether Classification of the Offenses of Assault and Terroristic Threatening Based on the Occupation of the Victim is Still Necessary, pursuant to S.C.R. No. 141 (2005).

Dept. Com. No. 44, from the State Auditor dated January 23, 2006, transmitting a report, "Audit of the Department of Human Services' Temporary Assistance for Needy Families Program," (Report No. 06-02).

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 1 to 9) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 1 "SENATE CONCURRENT RESOLUTION RECOGNIZING JANUARY AS CERVICAL CANCER MONTH IN HAWAII."

Offered by: Senators Baker, Chun Oakland, Inouye, Fukunaga, Kanno.

No. 2 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONDUCT A STUDY AND PROVIDE RECOMMENDATIONS FOR ADDRESSING THE

SHORTAGE OF INFANT AND TODDLER CHILD CARE PROVIDERS, FACILITIES, AND SERVICES IN THE STATE.”

Offered by: Senators Chun Oakland, Baker, Inouye, Fukunaga, Kanno.

No. 3 “SENATE CONCURRENT RESOLUTION URGING ALL HAWAII SCHOOLS TO IMPLEMENT STANDARDS OF CONDUCT TO DISCOURAGE INTIMIDATION AND PROMOTE SAFE AND PEACEFUL SCHOOLS TO CREATE EFFECTIVE LEARNING ENVIRONMENTS.”

Offered by: Senators Chun Oakland, Kanno, Nishihara, Baker, Ige, Tsutsui, Hanabusa, Fukunaga, English.

No. 4 “SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE IMPACT ON THE STATE ECONOMY CAUSED BY THE CONCENTRATION IN OWNERSHIP OF COMMERCIAL AND INDUSTRIAL LANDS.”

Offered by: Senator Bunda.

No. 5 “SENATE CONCURRENT RESOLUTION RECOGNIZING THE OFFICE OF HAWAIIAN AFFAIRS FOR TWENTY-FIVE YEARS OF OUTSTANDING SERVICE TO THE HAWAIIAN COMMUNITY AND THE STATE OF HAWAII COMMUNITY AT LARGE.”

Offered by: Senator Bunda, by request.

No. 6 “SENATE CONCURRENT RESOLUTION URGING PRESIDENT BUSH AND THE UNITED STATES CONGRESS TO NOT PRIVATIZE SOCIAL SECURITY.”

Offered by: Senator Bunda, by request.

No. 7 “SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO RELEASE \$4,500,000 TO RENOVATE AND BUILD A COMMUNITY CENTER AT THE MAKIKI COMMUNITY LIBRARY.”

Offered by: Senator Bunda, by request.

No. 8 “SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR TO USE THE STATE’S SURPLUS TO MEET THE CRITICAL SOCIAL, EDUCATIONAL, HEALTH, LONG-TERM CARE, TRANSPORTATION, AND OTHER NEEDS IN THE BEST INTEREST OF OUR STATE, RATHER THAN ISSUING A TAX REFUND.”

Offered by: Senator Bunda, by request.

No. 9 “SENATE CONCURRENT RESOLUTION URGING CULTURAL PERPETUATION IN RURAL HAWAIIAN COMMUNITIES.”

Offered by: Senator Bunda, by request.

SENATE RESOLUTION

The following resolution (S.R. No. 1) was read by the Clerk and was deferred:

Senate Resolution

No. 1 “SENATE RESOLUTION RECOGNIZING JANUARY AS CERVICAL CANCER MONTH IN HAWAII.”

Offered by: Senators Baker, Chun Oakland, Inouye, Fukunaga, Kanno.

INTRODUCTION OF SENATE BILLS

On motion by Senator Hee, seconded by Senator Hogue and carried, the following bills passed First Reading by title and were deferred:

Senate Bill

No. 2190 “A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY.”

Introduced by: Senators Espero, Chun Oakland, Baker, Fukunaga, Kim, Bunda, Tsutsui.

No. 2191 “A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION.”

Introduced by: Senator Espero.

No. 2192 “A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS.”

Introduced by: Senators Espero, Chun Oakland, Fukunaga, Ihara, Inouye, Kanno, Nishihara, Kim.

No. 2193 “A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS.”

Introduced by: Senators Espero, Chun Oakland, Fukunaga, Ihara, Inouye, Kanno, Nishihara, Ige, Kim.

No. 2194 “A BILL FOR AN ACT RELATING TO CONDOMINIUM EMPLOYEES.”

Introduced by: Senators Espero, Fukunaga, Chun Oakland, Ihara, Inouye, Nishihara, Ige, Kim, Taniguchi.

No. 2195 “A BILL FOR AN ACT RELATING TO BUILDING STANDARDS.”

Introduced by: Senators Espero, Chun Oakland, Inouye, Kanno, Fukunaga, Ihara, Ige, Kim.

No. 2196 “A BILL FOR AN ACT RELATING TO HOTELS.”

Introduced by: Senators Espero, Nishihara, Fukunaga, Taniguchi.

No. 2197 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SCHOOL REPAIR AND MAINTENANCE.”

Introduced by: Senators Espero, Chun Oakland, Inouye, Kanno, Fukunaga, Baker, Menor, Ige, Kim, English, Nishihara, Ihara.

No. 2198 “A BILL FOR AN ACT RELATING TO CONSERVATION AND RESOURCES.”

Introduced by: Senators Espero, Inouye.

No. 2199 “A BILL FOR AN ACT RELATING TO SEXUAL OFFENSES.”

- Introduced by: Senators Espero, Kanno, Ige, Ihara.
- No. 2200 "A BILL FOR AN ACT RELATING TO CHILD PROTECTION."
- Introduced by: Senators Espero, Chun Oakland, Inouye, Kanno, Nishihara, Ige, Fukunaga.
- No. 2201 "A BILL FOR AN ACT RELATING TO LOTTERY."
- Introduced by: Senators Espero, Inouye, Nishihara.
- No. 2202 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SMALL BUSINESS DEVELOPMENT."
- Introduced by: Senators Espero, Inouye, Kanno, Ige, Ihara, Kim, Fukunaga.
- No. 2203 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."
- Introduced by: Senators Espero, Kanno, Kim, Inouye, Ihara, Fukunaga, Taniguchi.
- No. 2204 "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES."
- Introduced by: Senators Espero, Chun Oakland, Kanno, Baker, Inouye, Ige, Fukunaga, Nishihara.
- No. 2205 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
- Introduced by: Senators Espero, Baker, Inouye, Kanno.
- No. 2206 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."
- Introduced by: Senators Kanno, Tsutsui, Inouye, Nishihara, Taniguchi.
- No. 2207 "A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS."
- Introduced by: Senators Kanno, Inouye, Tsutsui, Nishihara, Taniguchi.
- No. 2208 "A BILL FOR AN ACT RELATING TO WAGES AND OTHER COMPENSATION."
- Introduced by: Senators Kanno, Inouye, Taniguchi.
- No. 2209 "A BILL FOR AN ACT RELATING TO PUBLIC WORKS."
- Introduced by: Senators Kanno, Inouye, Taniguchi.
- No. 2210 "A BILL FOR AN ACT RELATING TO FAMILY LEAVE."
- Introduced by: Senators Kanno, Inouye, Nishihara.
- No. 2211 "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS WHILE OPERATING A VEHICLE."
- Introduced by: Senators Inouye, Espero, Kanno, Baker.
- No. 2212 "A BILL FOR AN ACT RELATING TO NEGLIGENCE HOMICIDE."
- Introduced by: Senators Inouye, Espero, Kanno.
- No. 2213 "A BILL FOR AN ACT RELATING TO TORT ACTIONS."
- Introduced by: Senators Inouye, Espero.
- No. 2214 "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS."
- Introduced by: Senators Inouye, Espero, Kanno, Baker.
- No. 2215 "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS WHILE OPERATING A MOTOR VEHICLE."
- Introduced by: Senators Inouye, Espero, Kanno, Baker.
- No. 2216 "A BILL FOR AN ACT RELATING TO THE MAUNA KEA SUMMIT."
- Introduced by: Senators Inouye, Espero.
- No. 2217 "A BILL FOR AN ACT RELATING TO THE USE OF SAFETY HELMETS BY MINORS."
- Introduced by: Senators Inouye, Kanno, Espero, Baker.
- No. 2218 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION."
- Introduced by: Senators Inouye, Espero, Kanno, Baker.
- No. 2219 "A BILL FOR AN ACT RELATING TO OUTDOOR ADVERTISING."
- Introduced by: Senators Fukunaga, Ihara.
- No. 2220 "A BILL FOR AN ACT RELATING TO IDENTITY THEFT."
- Introduced by: Senators Hooser, Fukunaga, Chun Oakland, Espero, Nishihara, English, Kanno, Ihara, Baker, Tsutsui, Kim, Kokubun.
- No. 2221 "A BILL FOR AN ACT RELATING TO FOSTER CHILDREN."
- Introduced by: Senators Hooser, Chun Oakland, Espero, Baker, English, Kim, Fukunaga, Nishihara, Taniguchi.
- No. 2222 "A BILL FOR AN ACT RELATING TO STREAMLINED SALES AND USE TAX."
- Introduced by: Senators Fukunaga, Taniguchi.
- No. 2223 "A BILL FOR AN ACT RELATING TO STATE FUNDS."
- Introduced by: Senator Fukunaga.
- No. 2224 "A BILL FOR AN ACT RELATING TO CREDIT SALES."
- Introduced by: Senators Menor, Sakamoto, Inouye, Baker, Espero, Fukunaga.

No. 2225 "A BILL FOR AN ACT RELATING TO ANNUITIES."

Introduced by: Senators Menor, Nishihara, Baker, Fukunaga, Espero, Chun Oakland.

No. 2226 "A BILL FOR AN ACT RELATING TO DENTISTS."

Introduced by: Senators Menor, Baker, English, Nishihara, Ihara, Fukunaga, Espero, Chun Oakland.

No. 2227 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."

Introduced by: Senators Menor, Baker, English, Fukunaga, Espero, Chun Oakland, Nishihara, Ihara.

No. 2228 "A BILL FOR AN ACT RELATING TO TEACHER HOUSING."

Introduced by: Senators Menor, Nishihara, Ihara, Baker, Fukunaga, Espero, Chun Oakland, Taniguchi.

No. 2229 "A BILL FOR AN ACT RELATING TO TEACHERS' HOUSING."

Introduced by: Senators Menor, Ihara, Baker, Fukunaga, Chun Oakland.

No. 2230 "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF CONVICTED DEFENDANTS."

Introduced by: Senators Menor, Inouye, Baker, Fukunaga.

No. 2231 "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS TO CRIMINAL HISTORY."

Introduced by: Senators Menor, Espero, Fukunaga, Sakamoto, Inouye, Baker, Taniguchi.

No. 2232 "A BILL FOR AN ACT RELATING TO DECONTAMINATION OF ILLEGAL DRUG MANUFACTURING SITES."

Introduced by: Senators Menor, Inouye, Espero, Fukunaga, Ige, Ihara, Sakamoto, Baker.

No. 2233 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A CITIZENS POLICE TRAINING PROGRAM."

Introduced by: Senators Menor, Inouye, Ige, Ihara, Sakamoto, Espero, Fukunaga.

No. 2234 "A BILL FOR AN ACT RELATING TO NON-AGRICULTURAL PARK LANDS."

Introduced by: Senator Bunda, by request.

No. 2235 "A BILL FOR AN ACT RELATING TO DEPARTMENT OF AGRICULTURE LOANS."

Introduced by: Senator Bunda, by request.

No. 2236 "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR RISK MANAGEMENT."

Introduced by: Senator Bunda, by request.

No. 2237 "A BILL FOR AN ACT RELATING TO STATE RISK MANAGEMENT."

Introduced by: Senator Bunda, by request.

No. 2238 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE."

Introduced by: Senator Bunda, by request.

No. 2239 "A BILL FOR AN ACT RELATING TO THE WIRELESS ENHANCED 911 BOARD."

Introduced by: Senator Bunda, by request.

No. 2240 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES."

Introduced by: Senator Bunda, by request.

No. 2241 "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR THE DEPARTMENT OF THE ATTORNEY GENERAL."

Introduced by: Senator Bunda, by request.

No. 2242 "A BILL FOR AN ACT RELATING TO GOVERNMENT TORT LIABILITY."

Introduced by: Senator Bunda, by request.

No. 2243 "A BILL FOR AN ACT RELATING TO BIOLOGICAL EVIDENCE."

Introduced by: Senator Bunda, by request.

No. 2244 "A BILL FOR AN ACT RELATING TO EXPUNGEMENTS."

Introduced by: Senator Bunda, by request.

No. 2245 "A BILL FOR AN ACT RELATING TO CHAPTER 846E."

Introduced by: Senator Bunda, by request.

No. 2246 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO SEXUAL ASSAULT."

Introduced by: Senator Bunda, by request.

No. 2247 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVII OF THE CONSTITUTION OF THE STATE OF HAWAII REGARDING CHALLENGES TO CONSTITUTIONAL AMENDMENTS."

Introduced by: Senator Bunda, by request.

No. 2248 "A BILL FOR AN ACT RELATING TO SOLICITATION OF FUNDS FOR CHARITABLE PURPOSES."

Introduced by: Senator Bunda, by request.

No. 2249 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT."

- Introduced by: Senator Bunda, by request.
- No. 2250 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT."
Introduced by: Senator Bunda, by request.
- No. 2251 "A BILL FOR AN ACT RELATING TO TORT ACTIONS."
Introduced by: Senator Bunda, by request.
- No. 2252 "A BILL FOR AN ACT RELATING TO APPELLATE JURISDICTION."
Introduced by: Senator Bunda, by request.
- No. 2253 "A BILL FOR AN ACT RELATING TO TESTIMONY."
Introduced by: Senator Bunda, by request.
- No. 2254 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL."
Introduced by: Senator Bunda, by request.
- No. 2255 "A BILL FOR AN ACT RELATING TO TIME LIMITATIONS."
Introduced by: Senator Bunda, by request.
- No. 2256 "A BILL FOR AN ACT RELATING TO COURT ADVISEMENT CONCERNING ALIEN STATUS."
Introduced by: Senator Bunda, by request.
- No. 2257 "A BILL FOR AN ACT RELATING TO DRUGS."
Introduced by: Senator Bunda, by request.
- No. 2258 "A BILL FOR AN ACT RELATING TO DRUGS."
Introduced by: Senator Bunda, by request.
- No. 2259 "A BILL FOR AN ACT RELATING TO INFORMATION CHARGING."
Introduced by: Senator Bunda, by request.
- No. 2260 "A BILL FOR AN ACT RELATING TO SENTENCING."
Introduced by: Senator Bunda, by request.
- No. 2261 "A BILL FOR AN ACT RELATING TO DISCLOSURE OF VITAL STATISTICS RECORDS TO LAW ENFORCEMENT OFFICERS FOR CRIMINAL INVESTIGATIONS."
Introduced by: Senator Bunda, by request.
- No. 2262 "A BILL FOR AN ACT RELATING TO CHAPTER 803."
Introduced by: Senator Bunda, by request.
- No. 2263 "A BILL FOR AN ACT RELATING TO CHAPTER 134."
Introduced by: Senator Bunda, by request.
- No. 2264 "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT."
Introduced by: Senator Bunda, by request.
- No. 2265 "A BILL FOR AN ACT RELATING TO CRIMES AGAINST MINORS."
Introduced by: Senator Bunda, by request.
- No. 2266 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT."
Introduced by: Senator Bunda, by request.
- No. 2267 "A BILL FOR AN ACT RELATING TO PROMOTING INTOXICATING LIQUOR TO A MINOR."
Introduced by: Senator Bunda, by request.
- No. 2268 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR VIOLATIONS INVOLVING MINORS."
Introduced by: Senator Bunda, by request.
- No. 2269 "A BILL FOR AN ACT RELATING TO THE CAPITAL LOAN PROGRAM."
Introduced by: Senator Bunda, by request.
- No. 2270 "A BILL FOR AN ACT RELATING TO TOURISM."
Introduced by: Senator Bunda, by request.
- No. 2271 "A BILL FOR AN ACT RELATING TO ENERGY."
Introduced by: Senator Bunda, by request.
- No. 2272 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."
Introduced by: Senator Bunda, by request.
- No. 2273 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."
Introduced by: Senator Bunda, by request.
- No. 2274 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."
Introduced by: Senator Bunda, by request.
- No. 2275 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE EMERGENCY BUDGET AND RESERVE FUND."
Introduced by: Senator Bunda, by request.
- No. 2276 "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION."
Introduced by: Senator Bunda, by request.

Introduced by: Senator Bunda, by request.

No. 2277 "A BILL FOR AN ACT RELATING TO TAX CREDITS FOR ENERGY STAR RATED APPLIANCES."

Introduced by: Senator Bunda, by request.

No. 2278 "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS."

Introduced by: Senator Bunda, by request.

No. 2279 "A BILL FOR AN ACT RELATING TO MORTGAGE BROKERS."

Introduced by: Senator Bunda, by request.

No. 2280 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."

Introduced by: Senator Bunda, by request.

No. 2281 "A BILL FOR AN ACT RELATING TO THE PATIENTS' BILL OF RIGHTS AND RESPONSIBILITIES."

Introduced by: Senator Bunda, by request.

No. 2282 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Bunda, by request.

No. 2283 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Bunda, by request.

No. 2284 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senator Bunda, by request.

No. 2285 "A BILL FOR AN ACT RELATING TO EXPEDITED INSURANCE RATE REDUCTIONS."

Introduced by: Senator Bunda, by request.

No. 2286 "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD."

Introduced by: Senator Bunda, by request.

No. 2287 "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD."

Introduced by: Senator Bunda, by request.

No. 2288 "A BILL FOR AN ACT RELATING TO MONEYS FOR DISASTER PREPAREDNESS."

Introduced by: Senator Bunda, by request.

No. 2289 "A BILL FOR AN ACT RELATING TO CONSUMER CREDIT REPORTING AGENCIES."

Introduced by: Senator Bunda, by request.

No. 2290 "A BILL FOR AN ACT RELATING TO PROTECTION FROM SECURITY BREACHES."

Introduced by: Senator Bunda, by request.

No. 2291 "A BILL FOR AN ACT RELATING TO PETROLEUM PRICE GOUGING."

Introduced by: Senator Bunda, by request.

No. 2292 "A BILL FOR AN ACT RELATING TO DESTRUCTION OF PERSONAL INFORMATION RECORDS."

Introduced by: Senator Bunda, by request.

No. 2293 "A BILL FOR AN ACT RELATING TO SOCIAL SECURITY NUMBER PROTECTION."

Introduced by: Senator Bunda, by request.

No. 2294 "A BILL FOR AN ACT RELATING TO AN INACTIVE STATUS FOR PROFESSIONAL AND VOCATIONAL LICENSES."

Introduced by: Senator Bunda, by request.

No. 2295 "A BILL FOR AN ACT RELATING TO PRINCIPAL PRIVATE DETECTIVES AND GUARDS."

Introduced by: Senator Bunda, by request.

No. 2296 "A BILL FOR AN ACT RELATING TO NURSES."

Introduced by: Senator Bunda, by request.

No. 2297 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH COUNSELORS."

Introduced by: Senator Bunda, by request.

No. 2298 "A BILL FOR AN ACT RELATING TO CHAPTER 448E, HAWAII REVISED STATUTES."

Introduced by: Senator Bunda, by request.

No. 2299 "A BILL FOR AN ACT RELATING TO INVESTIGATIVE ACCESS FOR UNLICENSED ACTIVITY."

Introduced by: Senator Bunda, by request.

No. 2300 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Bunda, by request.

No. 2301 "A BILL FOR AN ACT RELATING TO IDENTITY THEFT."

Introduced by: Senator Bunda, by request.

No. 2302 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE AGENCY."

Introduced by: Senator Bunda, by request.

No. 2303 "A BILL FOR AN ACT RELATING TO VETERANS' SERVICES."

Introduced by: Senator Bunda, by request.

No. 2304 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."

- Introduced by: Senator Bunda, by request.
- No. 2305 "A BILL FOR AN ACT RELATING TO VETERANS' SERVICES."
Introduced by: Senator Bunda, by request.
- No. 2306 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."
Introduced by: Senator Bunda, by request.
- No. 2307 "A BILL FOR AN ACT RELATING TO EMERGENCY MANAGEMENT ASSISTANCE COMPACT."
Introduced by: Senator Bunda, by request.
- No. 2308 "A BILL FOR AN ACT RELATING TO TAX CREDITS FOR RETROFITTING PRIVATE FACILITIES."
Introduced by: Senator Bunda, by request.
- No. 2309 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF EDUCATION ELECTRICITY."
Introduced by: Senator Bunda, by request.
- No. 2310 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF EDUCATION STUDENT TRANSPORTATION."
Introduced by: Senator Bunda, by request.
- No. 2311 "A BILL FOR AN ACT RELATING TO THE HAWAII TEACHER STANDARDS BOARD."
Introduced by: Senator Bunda, by request.
- No. 2312 "A BILL FOR AN ACT RELATING TO THE HIRING OF RETIRED TEACHERS IN THE DEPARTMENT OF EDUCATION."
Introduced by: Senator Bunda, by request.
- No. 2313 "A BILL FOR AN ACT RELATING TO THE HAWAII EDUCATOR LOAN PROGRAM."
Introduced by: Senator Bunda, by request.
- No. 2314 "A BILL FOR AN ACT RELATING TO THE HAWAII MASTER TEACHER PROGRAM."
Introduced by: Senator Bunda, by request.
- No. 2315 "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS."
Introduced by: Senator Bunda, by request.
- No. 2316 "A BILL FOR AN ACT RELATING TO PLANNING."
Introduced by: Senator Bunda, by request.
- No. 2317 "A BILL FOR AN ACT RELATING TO HOUSING FUNDS."
Introduced by: Senator Bunda, by request.
- No. 2318 "A BILL FOR AN ACT RELATING TO HOUSING."
Introduced by: Senator Bunda, by request.
- No. 2319 "A BILL FOR AN ACT RELATING TO THE CONVEYANCE TAX."
Introduced by: Senator Bunda, by request.
- No. 2320 "A BILL FOR AN ACT RELATING TO THE STATE RENT SUPPLEMENT PROGRAM."
Introduced by: Senator Bunda, by request.
- No. 2321 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 1 OF THE STATE CONSTITUTION TO AUTHORIZE THE LEGISLATURE TO ESTABLISH SUBSYSTEMS FOR THE STATE'S SINGLE STATEWIDE SYSTEM OF PUBLIC SCHOOLS."
Introduced by: Senator Bunda, by request.
- No. 2322 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE X, SECTIONS 2 AND 3 OF THE STATE CONSTITUTION TO ADD A FIFTEENTH MEMBER WHO IS APPOINTED BY THE GOVERNOR TO REPRESENT THE INTERESTS OF CHARTER SCHOOLS."
Introduced by: Senator Bunda, by request.
- No. 2323 "A BILL FOR AN ACT RELATING TO FEDERAL REVENUE MAXIMIZATION IN THE JUDICIARY."
Introduced by: Senator Bunda, by request.
- No. 2324 "A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION."
Introduced by: Senator Bunda, by request.
- No. 2325 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS."
Introduced by: Senator Bunda, by request.
- No. 2326 "A BILL FOR AN ACT RELATING TO FEDERAL REVENUE MAXIMIZATION FOR THE UNIVERSITY OF HAWAII."
Introduced by: Senator Bunda, by request.
- No. 2327 "A BILL FOR AN ACT RELATING TO CHILD ABUSE OR NEGLECT REPORTING."
Introduced by: Senator Bunda, by request.
- No. 2328 "A BILL FOR AN ACT RELATING TO NOTICE TO FOSTER PARENTS FOR CHAPTER 587, HAWAII REVISED STATUTES, CHILD PROTECTIVE ACT HEARINGS."
Introduced by: Senator Bunda, by request.
- No. 2329 "A BILL FOR AN ACT RELATING TO INCREASING CAPACITY FOR HOME AND COMMUNITY-BASED LONG-TERM CARE SERVICES."
Introduced by: Senator Bunda, by request.

No. 2330 "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR SERVICE PROVIDERS OF THE OFFICE OF YOUTH SERVICES."

Introduced by: Senator Bunda, by request.

No. 2331 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

Introduced by: Senator Bunda, by request.

No. 2332 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Bunda, by request.

No. 2333 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR GENERAL ASSISTANCE."

Introduced by: Senator Bunda, by request.

No. 2334 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE HAWAII YOUTH CORRECTIONAL FACILITY."

Introduced by: Senator Bunda, by request.

No. 2335 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Introduced by: Senator Bunda, by request.

No. 2336 "A BILL FOR AN ACT RELATING TO THE UNIFORM ARBITRATION ACT."

Introduced by: Senator Bunda, by request.

No. 2337 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE ADULT MENTAL HEALTH DIVISION."

Introduced by: Senator Bunda, by request.

No. 2338 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE DEVELOPMENTAL DISABILITIES DIVISION."

Introduced by: Senator Bunda, by request.

No. 2339 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE EMERGENCY MEDICAL SERVICES SYSTEM BRANCH."

Introduced by: Senator Bunda, by request.

No. 2340 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR EARLY INTERVENTION SERVICES."

Introduced by: Senator Bunda, by request.

No. 2341 "A BILL FOR AN ACT RELATING TO THE HAWAII EARLY INTERVENTION COORDINATING COUNCIL."

Introduced by: Senator Bunda, by request.

No. 2342 "A BILL FOR AN ACT RELATING TO SMOKE-FREE WORKPLACES."

Introduced by: Senator Bunda, by request.

No. 2343 "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS."

Introduced by: Senator Bunda, by request.

No. 2344 "A BILL FOR AN ACT RELATING TO WASTEWATER SYSTEMS."

Introduced by: Senator Bunda, by request.

No. 2345 "A BILL FOR AN ACT RELATING TO THE UNIFORM ENVIRONMENTAL COVENANTS ACT."

Introduced by: Senator Bunda, by request.

No. 2346 "A BILL FOR AN ACT RELATING TO SOLID WASTE."

Introduced by: Senator Bunda, by request.

No. 2347 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE FAMILY HEALTH SERVICES DIVISION."

Introduced by: Senator Bunda, by request.

No. 2348 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR PANDEMIC INFLUENZA PREPAREDNESS."

Introduced by: Senator Bunda, by request.

No. 2349 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER FEE."

Introduced by: Senator Bunda, by request.

No. 2350 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER SPECIAL FUND."

Introduced by: Senator Bunda, by request.

No. 2351 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Bunda, by request.

No. 2352 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Bunda, by request.

No. 2353 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW."

Introduced by: Senator Bunda, by request.

No. 2354 "A BILL FOR AN ACT RELATING TO MONEYS CREDITED TO THE STATE'S ACCOUNT IN THE UNEMPLOYMENT TRUST FUND PURSUANT TO SECTION 903 OF THE SOCIAL SECURITY ACT."

Introduced by: Senator Bunda, by request.

No. 2355 "A BILL FOR AN ACT RELATING TO TIP CREDIT."

Introduced by: Senator Bunda, by request.

No. 2356 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL EDUCATION FOR NEW CENTURY CHARTER SCHOOLS."

Introduced by: Senator Bunda, by request.

No. 2357 "A BILL FOR AN ACT RELATING TO SECTION 13 OF ACT 380, SESSION LAWS OF HAWAII 1997."

Introduced by: Senator Bunda, by request.

No. 2358 "A BILL FOR AN ACT RELATING TO PROTECTION OF FOREST RESERVES."

Introduced by: Senator Bunda, by request.

No. 2359 "A BILL FOR AN ACT RELATING TO FOREST STEWARDSHIP."

Introduced by: Senator Bunda, by request.

No. 2360 "A BILL FOR AN ACT RELATING TO GROUNDED VESSELS."

Introduced by: Senator Bunda, by request.

No. 2361 "A BILL FOR AN ACT RELATING TO THE HAWAII OCEAN AND COASTAL COUNCIL."

Introduced by: Senator Bunda, by request.

No. 2362 "A BILL FOR AN ACT RELATING TO INTER-ISLAND FERRY SERVICE."

Introduced by: Senator Bunda, by request.

No. 2363 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ACQUISITION OF WAIMEA VALLEY, OAHU."

Introduced by: Senator Bunda, by request.

No. 2364 "A BILL FOR AN ACT RELATING TO ALCOHOL AND SUBSTANCE ABUSE."

Introduced by: Senator Bunda, by request.

No. 2365 "A BILL FOR AN ACT RELATING TO THE OFFICE OF INFORMATION PRACTICES."

Introduced by: Senator Bunda, by request.

No. 2366 "A BILL FOR AN ACT RELATING TO THE OFFICE OF INFORMATION PRACTICES."

Introduced by: Senator Bunda, by request.

No. 2367 "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS."

Introduced by: Senator Bunda, by request.

No. 2368 "A BILL FOR AN ACT RELATING TO INTEREST ARBITRATION."

Introduced by: Senator Bunda, by request.

No. 2369 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING FOR EMPLOYEES IN LAW ENFORCEMENT AND EMERGENCY HEALTH AND SAFETY OCCUPATIONS."

Introduced by: Senator Bunda, by request.

No. 2370 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."

Introduced by: Senator Bunda, by request.

No. 2371 "A BILL FOR AN ACT RELATING TO CORRECTIONAL INDUSTRIES."

Introduced by: Senator Bunda, by request.

No. 2372 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."

Introduced by: Senator Bunda, by request.

No. 2373 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."

Introduced by: Senator Bunda, by request.

No. 2374 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Bunda, by request.

No. 2375 "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE."

Introduced by: Senator Bunda, by request.

No. 2376 "A BILL FOR AN ACT RELATING TO INCREASING THE STANDARD DEDUCTION AND ADJUSTING THE BRACKETS FOR INDIVIDUAL INCOME TAXATION."

Introduced by: Senator Bunda, by request.

No. 2377 "A BILL FOR AN ACT RELATING TO LONG-TERM TAX CREDITS."

Introduced by: Senator Bunda, by request.

No. 2378 "A BILL FOR AN ACT RELATING TO NET INCOME TAX CREDIT FOR FOOD, MEDICAL SERVICES, AND NONPRESCRIPTION DRUGS."

Introduced by: Senator Bunda, by request.

No. 2379 "A BILL FOR AN ACT RELATING TO INCOME TAX WITHHOLDING."

Introduced by: Senator Bunda, by request.

No. 2380 "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION."

Introduced by: Senator Bunda, by request.

No. 2381 "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION."

- Introduced by: Senator Bunda, by request.
- No. 2382 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senator Bunda, by request.
- No. 2383 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senator Bunda, by request.
- No. 2384 "A BILL FOR AN ACT RELATING TO PERFORMING ARTS BUSINESSES."
- Introduced by: Senator Bunda, by request.
- No. 2385 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
- Introduced by: Senator Bunda, by request.
- No. 2386 "A BILL FOR AN ACT RELATING TO THE STATE HIGHWAY FUND."
- Introduced by: Senator Bunda, by request.
- No. 2387 "A BILL FOR AN ACT RELATING TO THE KAKAAKO COMMUNITY DEVELOPMENT DISTRICT."
- Introduced by: Senator Bunda, by request.
- No. 2388 "A BILL FOR AN ACT RELATING TO THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII."
- Introduced by: Senator Bunda, by request.
- No. 2389 "A BILL FOR AN ACT RELATING TO CHAPTER 40, HAWAII REVISED STATUTES."
- Introduced by: Senator Bunda, by request.
- No. 2390 "A BILL FOR AN ACT RELATING TO THE FUNDS OF THE UNIVERSITY OF HAWAII."
- Introduced by: Senator Bunda, by request.
- No. 2391 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
- Introduced by: Senator Bunda, by request.
- No. 2392 "A BILL FOR AN ACT RELATING TO FINANCING AGREEMENTS."
- Introduced by: Senator Bunda, by request.
- No. 2393 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
- Introduced by: Senator Bunda, by request.
- No. 2394 "A BILL FOR AN ACT RELATING TO THE CENTER FOR NURSING."
- Introduced by: Senator Bunda, by request.
- No. 2395 "A BILL FOR AN ACT RELATING TO THE COMMISSION FOR NATIONAL AND COMMUNITY SERVICE."
- Introduced by: Senator Bunda, by request.
- No. 2396 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION'S ENGINEERING SCHOLARSHIP PROGRAM."
- Introduced by: Senator Bunda, by request.
- No. 2397 "A BILL FOR AN ACT RELATING TO IMPACT FEES."
- Introduced by: Senator Bunda, by request.
- No. 2398 "A BILL FOR AN ACT RELATING TO LAND USE."
- Introduced by: Senator Bunda, by request.
- No. 2399 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."
- Introduced by: Senator Bunda, by request.
- No. 2400 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANNING, DESIGN, AND CONSTRUCTION OF THE KAILUA-KONA SENIOR CENTER IN KAILUA-KONA, HAWAII."
- Introduced by: Senator Bunda, by request.
- No. 2401 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO UPGRADE THE TELECOMMUNICATIONS SYSTEM OF THE HAWAII COUNTY POLICE DEPARTMENT."
- Introduced by: Senator Bunda, by request.
- No. 2402 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR IMPROVEMENTS TO THE OLD KAILUA AIRPORT PARK IN KAILUA-KONA, HAWAII."
- Introduced by: Senator Bunda, by request.
- No. 2403 "A BILL FOR AN ACT RELATING TO EXCEPTIONS TO TORT ACTIONS."
- Introduced by: Senator Bunda, by request.
- No. 2404 "A BILL FOR AN ACT MAKING AN APPROPRIATION AS A GRANT-IN-AID TO THE COUNTY OF HAWAII FOR EMERGENCY MEDICAL SERVICE PERSONNEL TO STAFF THE AEROMEDICAL HELICOPTER UNIT."
- Introduced by: Senator Bunda, by request.
- No. 2405 "A BILL FOR AN ACT RELATING TO PERMISSIBLE USES WITHIN AGRICULTURAL DISTRICTS."
- Introduced by: Senator Bunda, by request.
- No. 2406 "A BILL FOR AN ACT RELATING TO PERMIT APPROVALS."
- Introduced by: Senator Bunda, by request.

No. 2407 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FLOOD PLAIN MANAGEMENT IN THE COUNTY OF HAWAII."

Introduced by: Senator Bunda, by request.

No. 2408 "A BILL FOR AN ACT RELATING TO LIABILITY OF FIREARM OWNERS."

Introduced by: Senator Bunda, by request.

No. 2409 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COMMUNITY ANTI-DRUG FUND."

Introduced by: Senator Bunda, by request.

No. 2410 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ROADS IN LIMBO PROGRAM FOR THE COUNTY OF HAWAII."

Introduced by: Senator Bunda, by request.

No. 2411 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANS AND CONSTRUCTION FOR THE PUNA RECREATIONAL COMPLEX IN PAHOA, HAWAII."

Introduced by: Senator Bunda, by request.

No. 2412 "A BILL FOR AN ACT RELATING TO STATE AND COUNTY TORT LIABILITY."

Introduced by: Senator Bunda, by request.

No. 2413 "A BILL FOR AN ACT RELATING TO PERMIT APPROVALS."

Introduced by: Senator Bunda, by request.

No. 2414 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CONSTRUCTION OF ROADWAYS IN KONA."

Introduced by: Senator Bunda, by request.

No. 2415 "A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY."

Introduced by: Senator Bunda, by request.

No. 2416 "A BILL FOR AN ACT RELATING TO THE REHIRING OF RETIREES."

Introduced by: Senator Bunda, by request.

No. 2417 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ERADICATE AND CONTROL THE COQUI FROG."

Introduced by: Senator Bunda, by request.

No. 2418 "A BILL FOR AN ACT RELATING TO OPEN TRANSMISSION ACCESS."

Introduced by: Senator Bunda, by request.

No. 2419 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."

Introduced by: Senator Bunda, by request.

No. 2420 "A BILL FOR AN ACT RELATING TO TEACHER LICENSING."

Introduced by: Senator Bunda, by request.

No. 2421 "A BILL FOR AN ACT RELATING TO ADVERSE POSSESSION."

Introduced by: Senator Bunda, by request.

No. 2422 "A BILL FOR AN ACT RELATING TO TEACHING THE HAWAIIAN LANGUAGE IN THE PUBLIC SCHOOLS."

Introduced by: Senator Bunda, by request.

No. 2423 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Senator Bunda, by request.

No. 2424 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Senator Bunda, by request.

No. 2425 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Senator Bunda, by request.

No. 2426 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION'S HAWAIIAN EDUCATION PROGRAM."

Introduced by: Senator Bunda, by request.

No. 2427 "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND TRUST."

Introduced by: Senator Bunda, by request.

No. 2428 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Senator Bunda, by request.

No. 2429 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INCREASING STIPENDS FOR VOLUNTEER PRECINCT OFFICIALS."

Introduced by: Senator Bunda, by request.

No. 2430 "A BILL FOR AN ACT RELATING TO ELECTION."

Introduced by: Senator Bunda, by request.

No. 2431 "A BILL FOR AN ACT RELATING TO ABSENTEE VOTING."

Introduced by: Senator Bunda, by request.

No. 2432 "A BILL FOR AN ACT RELATING TO THEFT."

Introduced by: Senator Bunda, by request.

No. 2433 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CAREER CRIMINAL PROSECUTION UNITS AND VICTIM WITNESS ASSISTANCE PROGRAMS."

Introduced by: Senator Bunda, by request.

No. 2434 "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS."

Introduced by: Senator Bunda, by request.

No. 2435 "A BILL FOR AN ACT RELATING TO CHAPTER 803, HAWAII REVISED STATUTES."

Introduced by: Senator Bunda, by request.

No. 2436 "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A SINGLE PAYER UNIVERSAL HEALTH INSURANCE SYSTEM."

Introduced by: Senator Bunda, by request.

No. 2437 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE INSURANCE PREMIUM."

Introduced by: Senator Bunda, by request.

No. 2438 "A BILL FOR AN ACT RELATING TO FUNDRAISERS AND FUNDRAISING ACTIVITIES."

Introduced by: Senator Bunda, by request.

No. 2439 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO REPAIR EMPTY STATE HOUSING UNITS AND TO PROVIDE RENTAL SUBSIDIES FOR LOW-INCOME UNITS."

Introduced by: Senator Bunda, by request.

No. 2440 "A BILL FOR AN ACT RELATING TO A COMPREHENSIVE FAMILY CAREGIVER ASSISTANCE PROGRAM."

Introduced by: Senator Bunda, by request.

No. 2441 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO EXPAND THE SERVICES OF KUPUNA CARE SERVICES."

Introduced by: Senator Bunda, by request.

No. 2442 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF GEOGRAPHIC PARTNERSHIPS WHEREBY ALTERNATIVE SHELTER AND CARE RESOURCES FOR SENIORS ARE ACCESSIBLE AND ORGANIZATIONALLY COORDINATED."

Introduced by: Senator Bunda, by request.

No. 2443 "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A TASK FORCE TO DETERMINE VISITATION RIGHTS FOR GRANDPARENTS AND HANAI INDIVIDUALS WHO ARE INFORMALLY RAISING THESE CHILDREN."

Introduced by: Senator Bunda, by request.

No. 2444 "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A COMPREHENSIVE PUBLIC FUNDING ELECTION."

Introduced by: Senator Bunda, by request.

No. 2445 "A BILL FOR AN ACT RELATING TO INCREASING THE LENGTH OF 'WALK TIME' FOR PEDESTRIAN CROSSWALK SIGNAL LIGHTS."

Introduced by: Senator Bunda, by request.

No. 2446 "A BILL FOR AN ACT RELATING TO SOLID WASTE."

Introduced by: Senator Bunda, by request.

No. 2447 "A BILL FOR AN ACT RELATING TO THE DEVELOPMENT OF A LONG-TERM CARE RESOURCE INITIATIVE AT KAPIOLANI COMMUNITY COLLEGE TO TRAIN AND EDUCATE HAWAII'S ELDERCARE WORKFORCE."

Introduced by: Senator Bunda, by request.

No. 2448 "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF PHYSICIAN-ASSISTED SUICIDE."

Introduced by: Senator Bunda, by request.

No. 2449 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII."

Introduced by: Senator Bunda, by request.

No. 2450 "A BILL FOR AN ACT RELATING TO FINES FOR VIOLATION OF THE STATE ETHICS CODE OR RULES ADOPTED UNDER IT."

Introduced by: Senator Bunda, by request.

No. 2451 "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES."

Introduced by: Senator Bunda, by request.

No. 2452 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR PAHOA HIGH AND INTERMEDIATE SCHOOL."

Introduced by: Senator Kokubun.

No. 2453 "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT."

Introduced by: Senator Menor, by request.

No. 2454 "A BILL FOR AN ACT RELATING TO OUT-OF-STATE SALES OF TIME SHARE INTERESTS."

Introduced by: Senator Menor, by request.

No. 2455 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Menor.

No. 2456 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

- Introduced by: Senators Inouye, Espero, Kanno, Baker, Menor.
- No. 2457 "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS."
- Introduced by: Senators Inouye, Espero, Baker, Menor.
- No. 2458 "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX."
- Introduced by: Senators Inouye, Ige, Espero, Kanno, Menor.
- No. 2459 "A BILL FOR AN ACT RELATING TO CONCESSIONS ON PUBLIC PROPERTY."
- Introduced by: Senators Inouye, Espero, Kanno, Baker, Menor.
- No. 2460 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROVIDE LIFEGUARD SERVICES AT THE MAKENA STATE PARK ON MAUI."
- Introduced by: Senators Baker, English, Tsutsui, Fukunaga.
- No. 2461 "A BILL FOR AN ACT RELATING TO GRANTS."
- Introduced by: Senators Baker, English, Tsutsui.
- No. 2462 "A BILL FOR AN ACT RELATING TO THE MAKENA-KEONEOIO GOVERNMENT ROAD."
- Introduced by: Senators Baker, English, Tsutsui, Kokubun.
- No. 2463 "A BILL FOR AN ACT RELATING TO HEALTH RESEARCH AND SMOKING."
- Introduced by: Senators Baker, Fukunaga, Chun Oakland, Inouye, Kanno, Hooser, Tsutsui, Nishihara, Kokubun, Menor, Ihara, Hanabusa, English, Kim, Taniguchi, Bunda, Sakamoto, Hee.
- No. 2464 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."
- Introduced by: Senator Baker.
- No. 2465 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE QUEEN'S MEDICAL CENTER TO INCREASE ITS POWER GENERATING CAPACITY."
- Introduced by: Senators Menor, Baker.
- No. 2466 "A BILL FOR AN ACT RELATING TO LAND USE."
- Introduced by: Senator Whalen.
- No. 2467 "A BILL FOR AN ACT RELATING TO LAND USE."
- Introduced by: Senator Whalen.
- No. 2468 "A BILL FOR AN ACT RELATING TO LAND USE."
- Introduced by: Senator Whalen.
- No. 2469 "A BILL FOR AN ACT RELATING TO CONTRACTORS."
- Introduced by: Senator Whalen.
- No. 2470 "A BILL FOR AN ACT RELATING TO LANDLORD-TENANT CODE."
- Introduced by: Senator Whalen.
- No. 2471 "A BILL FOR AN ACT RELATING TO DAMAGED VESSELS."
- Introduced by: Senators Hooser, Baker, Chun Oakland, Inouye, Kim, Fukunaga, Nishihara, Ihara.
- No. 2472 "A BILL FOR AN ACT RELATING TO TRAFFIC SAFETY."
- Introduced by: Senators Hooser, Nishihara, Kim, Espero, Baker, Ihara, Trimble.
- No. 2473 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senators Hooser, Chun Oakland, Fukunaga, English, Tsutsui, Nishihara, Baker, Ihara, Inouye, Espero.
- No. 2474 "A BILL FOR AN ACT RELATING TO POST-FOSTER CARE."
- Introduced by: Senators Hooser, Chun Oakland, Inouye, Fukunaga, English, Tsutsui, Kim, Nishihara, Baker, Ihara, Espero.
- No. 2475 "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT."
- Introduced by: Senators Kokubun, Hooser, English, Hanabusa, Fukunaga, Nishihara, Kim.
- No. 2476 "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE."
- Introduced by: Senators Kokubun, English, Taniguchi, Fukunaga, Nishihara, Sakamoto, Kim, Hooser.
- No. 2477 "A BILL FOR AN ACT RELATING TO FIRE PROTECTION."
- Introduced by: Senators Kokubun, Hanabusa, Fukunaga, Nishihara, Kim.
- No. 2478 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AGRICULTURAL RESEARCH AND MARKET DEVELOPMENT."
- Introduced by: Senators Kokubun, English, Hanabusa, Kim, Nishihara, Hooser, Tsutsui, Fukunaga, Sakamoto, Taniguchi.
- No. 2479 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION."
- Introduced by: Senators Kokubun, English, Fukunaga, Hooser, Hanabusa, Taniguchi, Nishihara, Sakamoto, Kim.

No. 2480 "A BILL FOR AN ACT RELATING TO WASTEWATER MANAGEMENT."

Introduced by: Senators Kokubun, Kim, Hanabusa, Nishihara, Sakamoto.

No. 2481 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."

Introduced by: Senators Kokubun, English, Tsutsui, Hooser, Kim, Nishihara, Hanabusa, Fukunaga, Sakamoto, Taniguchi.

No. 2482 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LAND."

Introduced by: Senators Kokubun, Nishihara, Hooser, Kim, Hanabusa, Taniguchi, Sakamoto.

No. 2483 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senators Kokubun, English, Tsutsui, Nishihara, Kim, Fukunaga, Taniguchi, Hee, Hooser.

No. 2484 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR VOG MONITORING STATIONS."

Introduced by: Senators Kokubun, Kim, Hanabusa, Nishihara, Sakamoto, Tsutsui, Hooser.

No. 2485 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS."

Introduced by: Senators Kokubun, English, Fukunaga, Hanabusa, Taniguchi, Nishihara, Sakamoto, Kim, Hooser.

No. 2486 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."

Introduced by: Senators Kokubun, English, Nishihara, Hanabusa, Fukunaga, Kim, Taniguchi, Sakamoto, Hooser.

No. 2487 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Introduced by: Senators Kokubun, English, Hanabusa, Fukunaga, Kim, Taniguchi, Nishihara, Sakamoto, Hooser.

No. 2488 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS."

Introduced by: Senators Kokubun, English, Hooser, Hanabusa, Fukunaga, Nishihara, Sakamoto, Kim.

No. 2489 "A BILL FOR AN ACT RELATING TO FORFEITURE OF PROPERTY."

Introduced by: Senators Kokubun, Nishihara, Hanabusa, Fukunaga, Kim.

No. 2490 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."

Introduced by: Senators Kokubun, English, Taniguchi, Fukunaga, Nishihara, Kim.

No. 2491 "A BILL FOR AN ACT RELATING TO AGRICULTURAL WATER."

Introduced by: Senators Kokubun, English, Hanabusa, Fukunaga, Taniguchi, Nishihara, Sakamoto, Kim.

No. 2492 "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS."

Introduced by: Senators Kokubun, Fukunaga, Nishihara, Tsutsui, Hee, English, Kim, Hanabusa, Taniguchi, Sakamoto, Hooser.

No. 2493 "A BILL FOR AN ACT RELATING TO STATE PLANNING."

Introduced by: Senators Kokubun, Chun Oakland, Fukunaga, Sakamoto, Hooser, Hanabusa, Kim, English, Taniguchi, Nishihara.

No. 2494 "A BILL FOR AN ACT RELATING TO MINORS."

Introduced by: Senators Kokubun, Hanabusa, Fukunaga, Nishihara, Sakamoto, Kim.

No. 2495 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PLUG AND ABANDON THE EXPLORATORY GEOTHERMAL WELL IN WAO KELE O PUNA."

Introduced by: Senators Kokubun, Kim, Hanabusa, Nishihara, Sakamoto, Hooser.

No. 2496 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MILILANI MIDDLE SCHOOL."

Introduced by: Senators Menor, Bunda.

No. 2497 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Menor, Sakamoto.

No. 2498 "A BILL FOR AN ACT RELATING TO AGING IN PLACE TAX CREDIT."

Introduced by: Senators Fukunaga, Chun Oakland, Baker.

No. 2499 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Senator Hooser, by request.

No. 2500 "A BILL FOR AN ACT RELATING TO TITLE INSURERS."

Introduced by: Senator Hooser.

No. 2501 "A BILL FOR AN ACT RELATING TO FISHING."

Introduced by: Senators Hooser, Chun Oakland, Fukunaga, Espero, Nishihara, Kim, Kokubun.

No. 2502 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DONATED DENTAL SERVICES."

Introduced by: Senators Baker, Tsutsui, Fukunaga, Chun Oakland, Inouye, Ige, Hanabusa, Ihara.

No. 2503 "A BILL FOR AN ACT RELATING TO FLAVORED TOBACCO PRODUCTS."

Introduced by: Senators Baker, Tsutsui, Fukunaga, Chun Oakland, Kanno, Ige, Ihara, Inouye.

No. 2504 "A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES."

Introduced by: Senators Baker, Chun Oakland, Tsutsui, Inouye, Fukunaga, Ige, Hanabusa, Ihara.

No. 2505 "A BILL FOR AN ACT MAKES APPROPRIATIONS FOR SCHOOL-BASED SUBSTANCE ABUSE TREATMENT PROGRAMS FOR ADOLESCENTS."

Introduced by: Senators Baker, Kanno, Inouye, Sakamoto, Chun Oakland, Nishihara, Kim, Ige, Ihara, Hee, Hanabusa.

No. 2506 "A BILL FOR AN ACT RELATING TO THE REPRODUCTIVE RIGHTS PROTECTION COMMITTEE."

Introduced by: Senators Baker, Chun Oakland, Fukunaga, Kanno, Inouye, Hanabusa, Ihara.

No. 2507 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Senators Baker, Chun Oakland, Tsutsui, Inouye, Ige, Fukunaga, Hanabusa, Ihara.

No. 2508 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senators Baker, Chun Oakland, Whalen, Fukunaga, Inouye, Tsutsui, Hanabusa, Ihara.

No. 2509 "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES."

Introduced by: Senators Baker, Chun Oakland, Tsutsui, Fukunaga, Inouye, Kokubun, Ige, Ihara.

No. 2510 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Baker, English, Tsutsui, Chun Oakland, Fukunaga, Ihara, Ige, Sakamoto, Kim, Inouye.

No. 2511 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Senator Fukunaga.

No. 2512 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Slom, Hogue, Hemmings, Chun Oakland.

No. 2513 "A BILL FOR AN ACT RELATING TO THE MINIMUM WAGE FOR TIPPED EMPLOYEES."

Introduced by: Senators Slom, Hogue, Chun Oakland, Trimble, Nishihara, Ihara, Espero.

No. 2514 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN POWERS."

Introduced by: Senators Slom, Chun Oakland, Inouye, Espero, English, Fukunaga, Ihara, Trimble.

No. 2515 "A BILL FOR AN ACT RELATING TO RESTRICTIONS ON DRIVER'S LICENSE."

Introduced by: Senators Slom, Chun Oakland, Hogue, Hemmings, Trimble, Nishihara, Tsutsui, Fukunaga, English, Ihara, Espero, Taniguchi.

No. 2516 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVII, SECTION 2, OF THE HAWAII CONSTITUTION, TO CHANGE THE REQUIREMENT FOR VOTER APPROVAL OF A CONVENTION OR AMENDMENT TO A MAJORITY VOTE."

Introduced by: Senators Slom, Hogue, Hemmings.

No. 2517 "A BILL FOR AN ACT RELATING TO VACANCIES IN THE STATE LEGISLATURE."

Introduced by: Senator Slom.

No. 2518 "A BILL FOR AN ACT RELATING TO THE ELIMINATION OF STATEHOOD DAY AS A PAID STATE HOLIDAY."

Introduced by: Senators Slom, Hemmings.

No. 2519 "A BILL FOR AN ACT RELATING TO CRIMES AGAINST UNBORN CHILDREN."

Introduced by: Senator Slom.

No. 2520 "A BILL FOR AN ACT RELATING TO CRIMES AGAINST UNBORN CHILDREN."

Introduced by: Senator Slom.

No. 2521 "A BILL FOR AN ACT RELATING TO PENALTIES FOR REPEATEDLY DRIVING A VEHICLE IN EXCESS OF SPEED LIMITS."

Introduced by: Senators Slom, Hogue, Hemmings, Chun Oakland, Trimble, Nishihara, Espero.

No. 2522 "A BILL FOR AN ACT RELATING TO CORRUPT PRACTICES INTENDED TO INFLUENCE 'OFFICIAL ACTS,' AS THAT TERM IS DEFINED BY SECTION 84-3, HAWAII REVISED STATUTES."

Introduced by: Senators Slom, Hemmings, Trimble, Hogue, Ihara.

No. 2523 "A BILL FOR AN ACT RELATING TO USE OF FEDERAL ELECTRONIC EAVESDROPPING EVIDENCE BY STATE LAW ENFORCEMENT OR IN STATE COURT."

Introduced by: Senators Slom, Hogue, Trimble, Espero.

No. 2524 "A BILL FOR AN ACT RELATING TO IDENTITY THEFT."

Introduced by: Senators Slom, Nishihara, Chun Oakland, Trimble, Hogue, Fukunaga, Ihara, Espero.

No. 2525 "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION AGAINST IDENTITY THEFT."

Introduced by: Senators Slom, Hogue, Hemmings, English, Chun Oakland, Trimble, Tsutsui, Fukunaga, Ihara, Espero, Taniguchi.

No. 2526 "A BILL FOR AN ACT RELATING TO BILL OF RIGHTS FOR VICTIMS."

Introduced by: Senators Slom, Hogue, English, Chun Oakland, Inouye, Ihara, Trimble, Espero.

No. 2527 "A BILL FOR AN ACT RELATING TO BILL OF RIGHTS FOR VICTIMS."

Introduced by: Senators Slom, Hogue, Chun Oakland, Inouye, Trimble, Espero.

No. 2528 "A BILL FOR AN ACT RELATING TO JUSTIFIABLE USE OF FORCE."

Introduced by: Senators Slom, Trimble, Inouye.

No. 2529 "A BILL FOR AN ACT RELATING TO OPEN CARRY LICENSE OF FIREARMS."

Introduced by: Senator Slom.

No. 2530 "A BILL FOR AN ACT RELATING TO HIGH CAPACITY AMMUNITION MAGAZINE FOR FIREARMS."

Introduced by: Senator Slom.

No. 2531 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senators Slom, Trimble.

No. 2532 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senators Slom, Trimble, Chun Oakland.

No. 2533 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senators Slom, Trimble, Inouye.

No. 2534 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Senators Ige, Kim, Inouye, Chun Oakland, Hogue, Hemmings, Kanno, Slom, Espero, Nishihara, Ihara.

No. 2535 "A BILL FOR AN ACT RELATING TO PEARLRIDGE ELEMENTARY SCHOOL."

Introduced by: Senators Ige, Taniguchi, Kim, Sakamoto, Espero, Baker, Chun Oakland, Nishihara, Trimble, Hemmings, Hooser, Kokubun, Hogue, Inouye, Ihara, Kanno, Slom.

No. 2536 "A BILL FOR AN ACT RELATING TO A CONSTRUCTION AUTHORITY."

Introduced by: Senator Fukunaga.

No. 2537 "A BILL FOR AN ACT RELATING TO OATHS OF OFFICE."

Introduced by: Senator Baker.

No. 2538 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Hogue, Slom, Ige, Nishihara.

No. 2539 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."

Introduced by: Senators Hogue, Nishihara, Chun Oakland, Espero, English, Slom, Trimble, Sakamoto.

No. 2540 "A BILL FOR AN ACT RELATING TO STATE HIGHWAY FUND."

Introduced by: Senators Espero, Chun Oakland, Menor, Nishihara, Inouye, Fukunaga, Sakamoto.

No. 2541 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEVELOPMENT OF INFRASTRUCTURE FOR THE KALAELOA COMMUNITY DEVELOPMENT DISTRICT."

Introduced by: Senators Espero, Menor, Fukunaga, Ige, Nishihara, Inouye, Chun Oakland, Sakamoto.

No. 2542 "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT."

Introduced by: Senators Espero, Inouye, Chun Oakland, Menor, Ige, Nishihara, English, Fukunaga, Taniguchi, Sakamoto.

No. 2543 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senators Espero, Menor, Ige, Nishihara, Inouye, Chun Oakland, Fukunaga, Sakamoto.

No. 2544 "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS."

Introduced by: Senators Espero, Menor, Ige, Nishihara, Inouye, Chun Oakland, Sakamoto.

No. 2545 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senators Espero, Menor, Ige, Inouye, Taniguchi, Nishihara, Chun Oakland, Sakamoto.

No. 2546 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Senators Fukunaga, Espero.

No. 2547 "A BILL FOR AN ACT RELATING TO CAPITAL INVESTMENTS."

Introduced by: Senators Fukunaga, Espero, Ige, Ihara.

No. 2548 "A BILL FOR AN ACT RELATING TO THE SALE OF BONDS."

Introduced by: Senator Fukunaga.

No. 2549 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST ROSETTE STEEL HAWAII."

Introduced by: Senator Fukunaga.

No. 2550 "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT."

Introduced by: Senators Taniguchi, Fukunaga, Chun Oakland, Slom, Bunda.

No. 2551 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Senator Ihara.

No. 2552 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Senator Ihara.

No. 2553 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Senator Ihara.

No. 2554 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Senator Ihara.

No. 2555 "A BILL FOR AN ACT RELATING TO ABSENTEE BALLOTS."

Introduced by: Senator Ihara.

No. 2556 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Ihara.

No. 2557 "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE."

Introduced by: Senator Ihara, by request.

No. 2558 "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE."

Introduced by: Senator Ihara.

No. 2559 "A BILL FOR AN ACT RELATING TO ETHICS."

Introduced by: Senator Ihara.

No. 2560 "A BILL FOR AN ACT RELATING TO INSTANT RUNOFF VOTING."

Introduced by: Senator Ihara.

No. 2561 "A BILL FOR AN ACT RELATING TO THE OFFICE OF INFORMATION PRACTICES."

Introduced by: Senator Ihara.

No. 2562 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Ihara.

No. 2563 "A BILL FOR AN ACT RELATING TO SAGE PLUS."

Introduced by: Senator Ihara.

No. 2564 "A BILL FOR AN ACT RELATING TO LONG TERM CARE."

Introduced by: Senator Ihara.

No. 2565 "A BILL FOR AN ACT RELATING TO STATEWIDE PUBLIC ACCESS."

Introduced by: Senator Ihara.

No. 2566 "A BILL FOR AN ACT RELATING TO AGING."

Introduced by: Senators Ihara, Chun Oakland, Trimble, Fukunaga, Kokubun, Hooser.

No. 2567 "A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS."

Introduced by: Senator Ihara.

No. 2568 "A BILL FOR AN ACT RELATING TO THE STANDARD TAX DEDUCTION AMOUNT."

Introduced by: Senator Taniguchi.

No. 2569 "A BILL FOR AN ACT RELATING TO THE EMERGENCY MANAGEMENT ASSISTANCE COMPACT."

Introduced by: Senator Taniguchi.

No. 2570 "A BILL FOR AN ACT RELATING TO DIGITAL MEDIA."

Introduced by: Senators Taniguchi, Fukunaga.

No. 2571 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII STATE CONSTITUTION RELATING TO SPECIAL PURPOSE REVENUE BONDS."

Introduced by: Senator Taniguchi.

No. 2572 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS."

Introduced by: Senator Taniguchi.

No. 2573 "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS."

Introduced by: Senator Taniguchi, by request.

No. 2574 "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS."

Introduced by: Senators Hanabusa, Kim, Sakamoto, Taniguchi, Ige, English, Nishihara, Kanno.

No. 2575 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A BASELINE ENVIRONMENTAL STUDY OF THE WAIANAE COAST OCEAN AREA."

Introduced by: Senators Hanabusa, Nishihara, Taniguchi, Kanno, Ige.

No. 2576 "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS."

Introduced by: Senators Hanabusa, Nishihara, Kanno, Ige.

No. 2577 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WAIANAE COAST COMPREHENSIVE HEALTH CENTER."

- Introduced by: Senators Hanabusa, Kim, Sakamoto, Nishihara, English, Kanno, Fukunaga, Ige.
- No. 2578 "A BILL FOR AN ACT RELATING TO ARBITRATION."
Introduced by: Senators Hanabusa, by request, Sakamoto, Nishihara, English, Fukunaga.
- No. 2579 "A BILL FOR AN ACT RELATING TO FIREARMS."
Introduced by: Senators Hanabusa, by request, Kim, Nishihara, English, Ige.
- No. 2580 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."
Introduced by: Senators Hanabusa, Kanno, Fukunaga, Nishihara, Taniguchi, Ige.
- No. 2581 "A BILL FOR AN ACT RELATING TO THE BACKLOG IN UNSERVED ARREST WARRANTS."
Introduced by: Senators Hanabusa, Kim, Nishihara, Taniguchi, English, Kanno, Fukunaga, Ige.
- No. 2582 "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE."
Introduced by: Senators Hanabusa, Chun Oakland, Nishihara, Taniguchi, English, Fukunaga, Ihara, Hee, Kim.
- No. 2583 "A BILL FOR AN ACT RELATING TO HIGHWAY HAZARD EVALUATION DATA."
Introduced by: Senators Hanabusa, Chun Oakland, Kim, Sakamoto, Slom, Hemmings, Fukunaga.
- No. 2584 "A BILL FOR AN ACT RELATING TO COUNTIES."
Introduced by: Senators Hanabusa, Chun Oakland, Kim, Slom, Fukunaga.
- No. 2585 "A BILL FOR AN ACT RELATING TO THE SENATOR HIRAM L. FONG SCHOLARSHIP PROGRAM."
Introduced by: Senator Bunda.
- No. 2586 "A BILL FOR AN ACT RELATING TO THE SENATOR OREN E. LONG SCHOLARSHIP PROGRAM."
Introduced by: Senator Bunda.
- No. 2587 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Senator Bunda.
- No. 2588 "A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION."
Introduced by: Senator Bunda.
- No. 2589 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."
Introduced by: Senator Bunda, by request.
- No. 2590 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."
Introduced by: Senator Bunda, by request.
- No. 2591 "A BILL FOR AN ACT RELATING TO APPEALS."
Introduced by: Senator Bunda, by request.
- No. 2592 "A BILL FOR AN ACT RELATING TO TRAFFIC RECORDS AND ABSTRACTS."
Introduced by: Senator Bunda, by request.
- No. 2593 "A BILL FOR AN ACT RELATING TO COURT FEES."
Introduced by: Senator Bunda, by request.
- No. 2594 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."
Introduced by: Senator Bunda, by request.
- No. 2595 "A BILL FOR AN ACT RELATING TO ADJUDICATION OF TRAFFIC INFRACTIONS COMMITTED BY MINORS."
Introduced by: Senator Bunda, by request.
- No. 2596 "A BILL FOR AN ACT RELATING TO THE INTERMEDIATE APPELLATE COURT."
Introduced by: Senator Bunda, by request.
- No. 2597 "A BILL FOR AN ACT RELATING TO APPELLATE JURISDICTION."
Introduced by: Senator Bunda, by request.
- No. 2598 "A BILL FOR AN ACT RELATING TO FEES FOR ELECTRONIC FILING, SIGNING, SERVING, CERTIFICATION, AND VERIFICATION OF COURT DOCUMENTS."
Introduced by: Senator Bunda, by request.
- No. 2599 "A BILL FOR AN ACT RELATING TO APPEALS."
Introduced by: Senator Bunda, by request.
- No. 2600 "A BILL FOR AN ACT RELATING TO ELECTRONIC COURT RECORDS, DOCUMENTS, PROCESSES, AND CERTIFICATES."
Introduced by: Senator Bunda, by request.
- No. 2601 "A BILL FOR AN ACT RELATING TO DOCUMENTS SEALED UPON FILING."
Introduced by: Senator Bunda, by request.
- No. 2602 "A BILL FOR AN ACT RELATING TO ADULT PROBATION RECORDS."
Introduced by: Senator Bunda, by request.
- No. 2603 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

- Introduced by: Senator Bunda, by request.
- No. 2604 "A BILL FOR AN ACT RELATING TO INTERMEDIATE APPELLATE COURT PANELS."
Introduced by: Senator Bunda, by request.
- No. 2605 "A BILL FOR AN ACT RELATING TO INTERMEDIATE APPELLATE COURT PANELS."
Introduced by: Senator Bunda, by request.
- No. 2606 "A BILL FOR AN ACT RELATING TO BAIL."
Introduced by: Senator Bunda, by request.
- No. 2607 "A BILL FOR AN ACT RELATING TO TRANSFER OF APPEALS."
Introduced by: Senator Bunda, by request.
- No. 2608 "A BILL FOR AN ACT RELATING TO GUARDIAN AND PROTECTIVE PROCEEDINGS."
Introduced by: Senator Bunda, by request.
- No. 2609 "A BILL FOR AN ACT RELATING TO WRIT OF CERTIORARI."
Introduced by: Senator Bunda, by request.
- No. 2610 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATING TO CHANGING THE NAME OF THE INTERMEDIATE APPELLATE COURT."
Introduced by: Senator Bunda, by request.
- No. 2611 "A BILL FOR AN ACT RELATING TO VEXATIOUS LITIGANTS."
Introduced by: Senator Bunda, by request.
- No. 2612 "A BILL FOR AN ACT RELATING TO THE INTERSTATE COMPACT FOR JUVENILES."
Introduced by: Senator Bunda, by request.
- No. 2613 "A BILL FOR AN ACT RELATING TO A LIMITED LOTTERY."
Introduced by: Senator Hee, by request.
- No. 2614 "A BILL FOR AN ACT RELATING TO THE MINIMUM WAGE."
Introduced by: Senators Chun Oakland, Sakamoto, Fukunaga, Baker.
- No. 2615 "A BILL FOR AN ACT RELATING TO CHILD PROTECTION."
Introduced by: Senator Chun Oakland.
- No. 2616 "A BILL FOR AN ACT RELATING TO MEAL BREAKS."
Introduced by: Senators Chun Oakland, Hanabusa, Trimble, Nishihara, Espero.
- No. 2617 "A BILL FOR AN ACT RELATING TO TEMPORARY ASSISTANCE FOR NEEDY FAMILIES."
Introduced by: Senators Chun Oakland, Hanabusa, Nishihara, Espero.
- No. 2618 "A BILL FOR AN ACT RELATING TO HEALTH CARE PROFESSIONALS."
Introduced by: Senators Chun Oakland, Hanabusa, Nishihara, Hooser.
- No. 2619 "A BILL FOR AN ACT RELATING TO LEGISLATIVE VACANCIES."
Introduced by: Senators Chun Oakland, Hanabusa, Nishihara, Hooser.
- No. 2620 "A BILL FOR AN ACT RELATING TO AVAILABILITY OF MEDICAL RECORDS."
Introduced by: Senators Chun Oakland, Hanabusa, Nishihara, Hooser.
- No. 2621 "A BILL FOR AN ACT RELATING TO RECYCLING PROGRAMS."
Introduced by: Senators Chun Oakland, Espero.
- No. 2622 "A BILL FOR AN ACT RELATING TO RECYCLING PROGRAMS."
Introduced by: Senators Chun Oakland, Trimble, Hanabusa, Nishihara.
- No. 2623 "A BILL FOR AN ACT RELATING TO SOLID WASTE MANAGEMENT."
Introduced by: Senators Chun Oakland, Trimble, Espero, Hanabusa, Nishihara.
- No. 2624 "A BILL FOR AN ACT RELATING TO SALARY PAY PERIODS."
Introduced by: Senators Chun Oakland, Trimble, Nishihara.
- No. 2625 "A BILL FOR AN ACT RELATING TO PREFERENCES UNDER THE PROCUREMENT CODE."
Introduced by: Senators Chun Oakland, Hanabusa, Trimble, Nishihara, Espero.
- No. 2626 "A BILL FOR AN ACT RELATING TO MINIMUM WAGE LAW."
Introduced by: Senators Chun Oakland, Fukunaga, Baker, Espero, Trimble.
- No. 2627 "A BILL FOR AN ACT CHILD PROTECTIVE ACT."
Introduced by: Senators Chun Oakland, Baker, Nishihara, Espero.
- No. 2628 "A BILL FOR AN ACT RELATING TO VOTING."
Introduced by: Senators Chun Oakland, Kanno, English, Ige, Baker, Nishihara.

No. 2629 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE PHARMACY ASSISTANCE PROGRAM."

Introduced by: Senators Chun Oakland, Baker, Kanno, Fukunaga, Ige, Nishihara, Espero.

No. 2630 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DEVELOPMENTAL DISABILITIES."

Introduced by: Senators Chun Oakland, Baker, Ige, Espero.

No. 2631 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PSYCHIATRIC RESIDENCY STIPEND PROGRAM."

Introduced by: Senators Chun Oakland, Kanno, Baker, Espero, Fukunaga, Ige.

No. 2632 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EDUCATION, PREVENTION, AND TREATMENT PROGRAMS FOR DRUG ADDICTION."

Introduced by: Senators Chun Oakland, Baker, Espero.

No. 2633 "A BILL FOR AN ACT RELATING TO WATER USE."

Introduced by: Senator Chun Oakland.

No. 2634 "A BILL FOR AN ACT RELATING TO TENANT NOTIFICATION."

Introduced by: Senators Hooser, Chun Oakland, Inouye, English, Fukunaga, Tsutsui, Nishihara, Espero, Taniguchi, Baker, Kim, Kanno.

No. 2635 "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS."

Introduced by: Senators Hooser, English, Tsutsui, Chun Oakland, Espero, Baker, Fukunaga, Inouye, Ige, Nishihara, Trimble, Kanno, Kim, Sakamoto.

No. 2636 "A BILL FOR AN ACT RELATING TO THE AT-HOME INFANT CARE PROGRAM."

Introduced by: Senators Hooser, Inouye, Fukunaga, Chun Oakland, Espero, Baker, Nishihara, Kim, Sakamoto, Kanno.

No. 2637 "A BILL FOR AN ACT RELATING TO HERBICIDES."

Introduced by: Senators Hooser, Fukunaga, Chun Oakland, English, Nishihara, Baker, Ihara, Inouye, Espero.

No. 2638 "A BILL FOR AN ACT RELATING TO TRAFFIC FINE SURCHARGE."

Introduced by: Senators Hooser, Baker, English, Chun Oakland, Kim, Tsutsui, Nishihara, Inouye, Kokubun.

No. 2639 "A BILL FOR AN ACT RELATING TO AUTOMATIC EXTERNAL DEFIBRILLATORS."

Introduced by: Senators Hooser, Chun Oakland, English, Kim, Taniguchi, Nishihara, Baker, Ihara, Inouye, Espero, Kokubun.

No. 2640 "A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS."

Introduced by: Senators Kanno, Inouye, Chun Oakland, Ihara, Espero, Taniguchi.

No. 2641 "A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS."

Introduced by: Senators Kanno, Inouye, Chun Oakland, Espero, Ihara.

No. 2642 "A BILL FOR AN ACT REGARDING PERSONNEL ADMINISTRATION."

Introduced by: Senators Kanno, Inouye, Chun Oakland, Ihara, Espero, Baker.

No. 2643 "A BILL FOR AN ACT RELATING TO VOCATIONAL REHABILITATION."

Introduced by: Senators Kanno, Inouye, Chun Oakland, Ihara, Espero, Baker.

No. 2644 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senators Kanno, Inouye, Chun Oakland, Baker, Ihara, Espero, Taniguchi.

No. 2645 "A BILL FOR AN ACT RELATING TO THE HAWAII LIVING WAGE LAW."

Introduced by: Senators Kanno, Inouye, Chun Oakland, Ihara, Espero, Taniguchi, Baker.

No. 2646 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senators Kanno, Inouye, Chun Oakland, Ihara, Espero, Baker.

No. 2647 "A BILL FOR AN ACT RELATING TO THE SALE OF INDECENT MATERIALS."

Introduced by: Senator Hee.

No. 2648 "A BILL FOR AN ACT RELATING TO VETERANS."

Introduced by: Senators Sakamoto, Nishihara, Hooser, Tsutsui, English, Chun Oakland, Kim, Taniguchi, Hanabusa.

No. 2649 "A BILL FOR AN ACT RELATING TO THE PEARL HARBOR MEMORIAL."

Introduced by: Senators Sakamoto, Nishihara, Hooser, Tsutsui, Kim, Chun Oakland, English, Taniguchi, Hanabusa.

No. 2650 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senators Sakamoto, Nishihara, Hooser, Tsutsui, Chun Oakland, Taniguchi, Hanabusa.

No. 2651 "A BILL FOR AN ACT WAIPAHU CENTENNIAL MEMORIAL."

Introduced by: Senators Sakamoto, Nishihara, Hooser, Chun Oakland, Tsutsui, Kim, Hanabusa.

No. 2652 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Nishihara, Chun Oakland, Kim, Kokubun, English, Hee.

No. 2653 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Nishihara, Chun Oakland, Taniguchi, Hanabusa, Kim, Hee, Kokubun, English.

No. 2654 "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES."

Introduced by: Senators Sakamoto, Hooser, Nishihara, Hanabusa, Tsutsui, Kim, Kokubun, Hee, English, Chun Oakland.

No. 2655 "A BILL FOR AN ACT RELATING TO VACANCIES."

Introduced by: Senators Sakamoto, Chun Oakland, Hanabusa, Nishihara, English, Kim, Hooser, Kokubun.

No. 2656 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Senator Fukunaga.

No. 2657 "A BILL FOR AN ACT RELATING TO INFORMATION PRACTICES."

Introduced by: Senator Bunda, by request.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Wednesday, January 18, 2006:

Senate Bill Referred to:

No. 2001 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means

No. 2002 Committee on Commerce, Consumer Protection and Housing

No. 2003 Committee on Human Services, then to the Committee on Ways and Means

No. 2004 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Media, Arts, Science and Technology

No. 2005 Jointly to the Committee on Labor and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means

No. 2006 Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs

No. 2007 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Education and Military Affairs

No. 2008 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Education and Military Affairs

No. 2009 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Education and Military Affairs

No. 2010 Committee on Energy, Environment, and International Affairs, then to the Committee on Transportation and Government Operations

No. 2011 Committee on Commerce, Consumer Protection and Housing

No. 2012 Committee on Ways and Means

No. 2013 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 2014 Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means

No. 2015 Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means

No. 2016 Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means

No. 2017 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2018 Committee on Commerce, Consumer Protection and Housing

No. 2019 Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs

No. 2020 Jointly to the Committee on Labor and the Committee on Ways and Means

No. 2021 Jointly to the Committee on Labor and the Committee on Ways and Means

No. 2022 Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 2023 Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 2024 Jointly to the Committee on Labor and the Committee on Ways and Means

No. 2025 Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

MISCELLANEOUS COMMUNICATION

Misc. Com. No. 1, from the County of Kauai, Department of Water, dated November 28, 2005, transmitting the "Proposed C.I.P. Projects, Request for State Aid, 2006 Legislative Session," and Resolution No. 3, 2006-2007, was read by the Clerk and was placed on file.

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

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

"Mr. President, I rise in response to an article that the Hawaii Reporter put out, written by Laura Brown. It was posted on January 20, 2006. In part, what it says is, 'Some contractors – including the company owned by the brother of the Senate Education Chair – got paid for projects they did not complete.' In the article it also states that the 'Hawaii Reporter contacted S&M Sakamoto and its office and confirmed that the company completed the \$20,000 work order on the bleachers at Mililani High School last summer. However, Mililani High School administrators confirmed that the work was done, not by Sakamoto's company, but instead by military volunteers.'

"Mr. President, I don't know what the rationale for this is. I don't know if it's my responding to the Governor and the Minority Leaders of the Party in trying to clear up the repair and maintenance dollars. I don't know if it's my responding to misstatements or statements or puffery on this Floor with some of my colleagues here, Mr. President.

"With this incorrect portrayal of my brother, his company, this places sort of a dim view of this publication or this author's view of government, of small business. This isn't right. Do they feel that government is fraught with cheating, stealing, deception? Maybe the people they're associated with think that's the common practice. But it's a sad day when jumping to this kind of conclusion can make innocent people at the school, in the business world, some contractors, including my brother's company, put in a wrong light.

"So let me set part of the record straight. We can go on and on. I have documentation that can backup what I'm saying. But in part, S&M Sakamoto was awarded the Mililani High School wooden bleachers repair project on May 10, 2004, and the work was completed on August 1, 2004. The bleachers were located at the football stadium, tennis courts, and baseball field. I've been given payroll affidavits from S&M Sakamoto and their painting subcontractor that were submitted to DAGS to certify who worked on the project and what they were paid.

"The custodian at Mililani High School reported in July of 2005, eleven months after S&M Sakamoto completed the project, that parents and volunteers did paint the stadium bleachers a similar brown color to what was used. Some power washing of the concrete base was done, but no repairs to the bleachers themselves. The volunteer work apparently was done only to the stadium bleachers.

"S&M Sakamoto denies it got paid for any of the work they did not perform and asks that the news report be retracted and that an apology be issued to S&M Sakamoto for accusing them of fraud in performing this work. There are documents to show that it was a bid. Four contractors bid and they were the lowest bidder. I got an e-mail from my brother. He had talked to the current principal at the school. Dr. Brummel said that Laura Brown was wrong in her facts, if indeed you can call them facts, but was wrong. There was volunteer work done to the bleachers but it was done last year and totally nothing to do with the work that the company had done.

"Mr. President, we need to rise above the dim corridors that these tabloids or pseudo-whatever puts out, Mr. President. They need to report the facts, not just jump to conclusions seeing one event and another event and immediately saying there's something wrong. There is something wrong when people take a dim view of government, a dim view of small business, a dim view of people who are trying to do their best – that's what is wrong.

"So Mr. President, we need to set the record straight and I ask that the people involved do set the record straight with the appropriate apologies, retractions, or corrections.

"Thank you, Mr. President."

INTRODUCTION OF SENATE BILLS

On motion by Senator Hee, seconded by Senator Hogue and carried unanimously, the Clerk was authorized to receive bills for introduction prior to 6:00 o'clock p.m. In consequence thereof and subsequent to its recessing at 11:43 o'clock a.m., the following bills were introduced and placed on the calendar for further action on Friday, January 27, 2006:

Senate Bill

No. 2658 "A BILL FOR AN ACT RELATING TO MEDICAL LIABILITY."

Introduced by: Senator Baker.

No. 2659 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Baker.

No. 2660 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Nishihara, Kim, Hogue, Sakamoto, English, Hanabusa, Kokubun, Hee.

No. 2661 "A BILL FOR AN ACT RELATING TO THE LEGISLATURE."

Introduced by: Senators Nishihara, Kim, Hogue, Hanabusa, Kokubun, Hee, Tsutsui.

No. 2662 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Senators Inouye, Baker, Espero, Chun Oakland.

No. 2663 "A BILL FOR AN ACT RELATING TO HIGHWAYS."

Introduced by: Senators Inouye, Espero, Chun Oakland.

No. 2664 "A BILL FOR AN ACT RELATING TO DRIVER'S LICENSING."

Introduced by: Senator Inouye.

No. 2665 "A BILL FOR AN ACT RELATING TO FIRE PROTECTION."

Introduced by: Senators Inouye, English, Baker, Kanno, Espero.

No. 2666 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Senators Inouye, Kanno, Espero, Chun Oakland.

No. 2667 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Senators Inouye, Baker, Kanno, Espero, Chun Oakland.

No. 2668 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senators Inouye, Espero, Chun Oakland.

No. 2669 "A BILL FOR AN ACT RELATING TO PROTECTION OF CAVES."

Introduced by: Senators Inouye, English, Baker, Kanno, Espero, Chun Oakland.

No. 2670 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."

Introduced by: Senators Inouye, Espero, Chun Oakland.

No. 2671 "A BILL FOR AN ACT RELATING TO LICENSING FOR CONSULTANTS."

Introduced by: Senators Inouye, English, Kanno, Baker, Espero, Chun Oakland.

No. 2672 "A BILL FOR AN ACT RELATING TO CULTURAL AND HISTORIC SITES."

Introduced by: Senators Inouye, English, Baker, Kanno, Espero, Chun Oakland.

No. 2673 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."

Introduced by: Senators Inouye, English, Baker, Kanno, Chun Oakland.

No. 2674 "A BILL FOR AN ACT RELATING TO PUBLIC WORKS CONTRACTS."

Introduced by: Senators Inouye, Espero.

No. 2675 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION TAX CREDIT."

Introduced by: Senators Inouye, English, Kanno, Chun Oakland, Baker, Espero.

No. 2676 "A BILL FOR AN ACT RELATING TO HEALTH CARE."

Introduced by: Senator Chun Oakland.

No. 2677 "A BILL FOR AN ACT RELATING TO THE REGULATION OF TATTOOS, PIERCINGS, BRANDS, MUTILATION, IMPLANTS, AND SCARIFICATIONS."

Introduced by: Senator Chun Oakland.

No. 2678 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."

Introduced by: Senator Chun Oakland.

No. 2679 "A BILL FOR AN ACT RELATING TO HAZARDOUS WASTE."

Introduced by: Senator Chun Oakland.

No. 2680 "A BILL FOR AN ACT RELATING TO SOLID WASTE."

Introduced by: Senators Chun Oakland, Baker.

No. 2681 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES."

Introduced by: Senator Chun Oakland.

No. 2682 "A BILL FOR AN ACT RELATING TO INFECTIOUS DISEASE."

Introduced by: Senator Chun Oakland.

No. 2683 "A BILL FOR AN ACT RELATING TO COURT-ORDERED MENTAL EXAMINATIONS."

Introduced by: Senator Chun Oakland.

No. 2684 "A BILL FOR AN ACT RELATING TO RETIREMENT BENEFITS FOR REGISTERED PROFESSIONAL NURSES."

Introduced by: Senator Chun Oakland.

No. 2685 "A BILL FOR AN ACT RELATING TO THE INVOLUNTARY TERMINATION OF PARENTAL RIGHTS OF KANAKA MAOLI."

Introduced by: Senator Chun Oakland.

No. 2686 "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS."

Introduced by: Senator Chun Oakland, by request.

No. 2687 "A BILL FOR AN ACT RELATING TO CRIMINAL TRESPASS."

Introduced by: Senator Chun Oakland.

No. 2688 "A BILL FOR AN ACT RELATING TO CORRECTIONS."

Introduced by: Senators Chun Oakland, Baker, Ige.

No. 2689 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Senators Chun Oakland, Ige, Baker.

No. 2690 "A BILL FOR AN ACT RELATING TO DISPOSITION OF CONVEYANCE TAX."

Introduced by: Senator Chun Oakland.

No. 2691 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION LAW."

Introduced by: Senators Chun Oakland, Baker.

No. 2692 "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE."

Introduced by: Senator Chun Oakland.

No. 2693 "A BILL FOR AN ACT RELATING TO REAL PROPERTY TRANSACTIONS."

Introduced by: Senators Chun Oakland, Baker.

No. 2694 "A BILL FOR AN ACT RELATING TO EXCISE TAX ON HEALTH CARE."

Introduced by: Senators Chun Oakland, Espero, Baker, Whalen, Slom, Hogue, Ihara, Kim, Hanabusa, Hemmings, Ige.

No. 2695 "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS."

Introduced by: Senator Chun Oakland.

No. 2696 "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS."

Introduced by: Senators Chun Oakland, Espero, Fukunaga, Ihara, Baker, Hanabusa.

No. 2697 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE EMERGENCY AND BUDGET RESERVE FUND."

Introduced by: Senators Chun Oakland, Kanno, Espero, Baker, English, Hanabusa, Hooser, Ige.

No. 2698 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF PUBLIC SAFETY FOR THE GATE MONEY PROGRAM."

Introduced by: Senators Chun Oakland, Hanabusa, Kanno, Trimble, Espero, Baker, Kim, English, Hooser, Ige.

No. 2699 "A BILL FOR AN ACT RELATING TO THE CONVEYANCE TAX."

Introduced by: Senators Chun Oakland, Kanno, Espero, Hooser, Ihara, Hee, Kim, Hanabusa, Ige.

No. 2700 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senators Chun Oakland, Kanno, Fukunaga, Espero, Kim, Hanabusa, Hooser, Ige, Whalen.

No. 2701 "A BILL FOR AN ACT RELATING TO AFFORDABLE RENTAL HOUSING DEVELOPMENT."

Introduced by: Senators Sakamoto, Hooser, Nishihara, Kim.

No. 2702 "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES."

Introduced by: Senators Sakamoto, Hooser, Nishihara, Chun Oakland, Tsutsui, Kokubun.

No. 2703 "A BILL FOR AN ACT RELATING TO THE TEACHER CADET PROGRAM."

Introduced by: Senators Sakamoto, Nishihara, Chun Oakland, Hooser, Tsutsui, Kim, Kokubun, English.

No. 2704 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Hooser, Tsutsui, Nishihara, Kim, English, Chun Oakland, Kokubun.

No. 2705 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Nishihara, Hooser, Tsutsui, Kim, Chun Oakland, English, Taniguchi, Kokubun.

No. 2706 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Hooser, Nishihara, Kim, Chun Oakland, Taniguchi, Kokubun.

No. 2707 "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS."

Introduced by: Senator Sakamoto.

No. 2708 "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES."

Introduced by: Senators Sakamoto, Chun Oakland, Hooser, Kokubun.

No. 2709 "A BILL FOR AN ACT RELATING TO STATE PLANNING."

Introduced by: Senators Sakamoto, Kim, English, Chun Oakland, Kokubun.

No. 2710 "A BILL FOR AN ACT RELATING TO RECYCLING."

Introduced by: Senators Fukunaga, Sakamoto, Ige, Baker, Tsutsui.

No. 2711 "A BILL FOR AN ACT RELATING TO INCOME TAX."

Introduced by: Senator Ihara.

No. 2712 "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PROCEDURE."

Introduced by: Senator Ihara.

No. 2713 "A BILL FOR AN ACT RELATING TO ELDERLY IDENTIFICATION."

Introduced by: Senator Ihara.

No. 2714 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Senator Ihara.

No. 2715 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senator Ihara, by request.

No. 2716 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE FILIPINO COMMUNITY CENTER."

Introduced by: Senator Nishihara.

No. 2717 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO LEEWARD COMMUNITY COLLEGE FOR THE PHILIPPINE STUDIES CERTIFICATE PROGRAM."

Introduced by: Senator Nishihara.

No. 2718 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Sakamoto.

No. 2719 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Sakamoto.

No. 2720 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Sakamoto.

No. 2721 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Sakamoto.

No. 2722 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OFFICE OF SCHOOL REDESIGN."

Introduced by: Senator Sakamoto.

No. 2723 "A BILL FOR AN ACT RELATING TO FORENSIC EXAMINERS."

Introduced by: Senators Chun Oakland, Tsutsui, Ige, English, Espero.

No. 2724 "A BILL FOR AN ACT RELATING TO CHILDREN."

Introduced by: Senators Chun Oakland, Tsutsui, Ige, English, Hogue, Espero.

No. 2725 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HEALTHY START."

Introduced by: Senators Chun Oakland, Hanabusa, Nishihara, Hooser, Ige, Tsutsui, Espero, English.

No. 2726 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DEVELOPMENTAL DISABILITIES."

Introduced by: Senators Chun Oakland, Baker, English.

No. 2727 "A BILL FOR AN ACT RELATING TO NEUROTRAUMA."

Introduced by: Senators Chun Oakland, Baker, Hogue.

No. 2728 "A BILL FOR AN ACT RELATING TO SMOKING."

Introduced by: Senators Chun Oakland, Espero, Baker.

No. 2729 "A BILL FOR AN ACT RELATING TO DENTISTS."

Introduced by: Senators Chun Oakland, Trimble, Baker, English, Sлом, Espero, Hogue.

No. 2730 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE COMMISSION ON THE STATUS OF WOMEN."

Introduced by: Senators Chun Oakland, Fukunaga, Baker, Espero.

No. 2731 "A BILL FOR AN ACT RELATING TO HAZARDOUS SUBSTANCES."

Introduced by: Senators Chun Oakland, Baker, English.

No. 2732 "A BILL FOR AN ACT RELATING TO THE BLIND PERSONS' AND LITERACY RIGHTS AND EDUCATION ACT."

Introduced by: Senators Chun Oakland, Hogue, Hanabusa.

No. 2733 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Chun Oakland, Hogue, Hanabusa.

No. 2734 "A BILL FOR AN ACT RELATING TO FOOD PREPARATION."

Introduced by: Senators Chun Oakland, Trimble, Hogue.

No. 2735 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN."

Introduced by: Senator Whalen.

No. 2736 "A BILL FOR AN ACT RELATING TO VEHICLES."

Introduced by: Senator Hee.

No. 2737 "A BILL FOR AN ACT RELATING TO MARINE INVERTEBRATES."

Introduced by: Senator Hee.

No. 2738 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS TO SUPPLEMENT ANY SHORTFALL TO ACQUIRE LAND TO EXPAND KAHUKU HIGH AND INTERMEDIATE SCHOOL."

Introduced by: Senator Hee.

No. 2739 "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT."

Introduced by: Senator Fukunaga.

No. 2740 "A BILL FOR AN ACT RELATING TO THE ECONOMIC VALUE OF ENTERTAINMENT CELEBRITY IDENTITIES."

Introduced by: Senators Fukunaga, Ige, Trimble, Hogue, English, Hanabusa, Ihara.

No. 2741 "A BILL FOR AN ACT RELATING TO ARTIST RECORDING CONTRACTS."

Introduced by: Senators Fukunaga, Ige, Hogue, Trimble, English, Hanabusa, Ihara.

No. 2742 "A BILL FOR AN ACT RELATING TO INCOME TAXATION."

Introduced by: Senators Fukunaga, Ige, Trimble, English, Ihara.

No. 2743 "A BILL FOR AN ACT RELATING TO TAX APPEALS."

Introduced by: Senator Fukunaga.

No. 2744 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Senators Ige, Inouye, Chun Oakland, Baker, Hooser, Tsutsui, Kokubun, Fukunaga, Nishihara, Ihara, Bunda, Hanabusa.

No. 2745 "A BILL FOR AN ACT RELATING TO ADVERTISING."

Introduced by: Senators Ige, Baker, Kokubun, Nishihara, Ihara, Hanabusa, Bunda, Fukunaga, Inouye.

No. 2746 "A BILL FOR AN ACT RELATING TO OUTDOOR ADVERTISING."

Introduced by: Senators Ige, Inouye, Baker, Nishihara, Kokubun, Ihara, Fukunaga, Hanabusa, Bunda.

No. 2747 "A BILL FOR AN ACT RELATING TO POLICE OFFICERS."

Introduced by: Senators Hooser, Tsutsui, Espero, Chun Oakland, Sakamoto, Baker.

No. 2748 "A BILL FOR AN ACT RELATING TO CORRECTIONS OFFICERS."

Introduced by: Senators Hooser, Inouye, Chun Oakland, Fukunaga, Ige, Espero, Baker.

No. 2749 "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS."

Introduced by: Senators Hooser, English, Chun Oakland.

No. 2750 "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS."

Introduced by: Senators Hooser, English.

No. 2751 "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS."

Introduced by: Senators Hooser, English, Chun Oakland, Nishihara, Kim.

No. 2752 "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS."

Introduced by: Senators Hooser, English, Chun Oakland, Nishihara, Inouye, Kim.

No. 2753 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OPERATION AND

MAINTENANCE OF THE EAST KAUAI IRRIGATION SYSTEM."

Introduced by: Senators Hooser, Trimble, Inouye, Espero, Ige, Chun Oakland.

No. 2754 "A BILL FOR AN ACT RELATING TO AGRICULTURAL PRODUCT MARKET DEVELOPMENT."

Introduced by: Senators Hooser, English, Inouye, Kokubun, Fukunaga, Nishihara, Chun Oakland.

No. 2755 "A BILL FOR AN ACT RELATING TO CREDIT CARDS."

Introduced by: Senators Hooser, Trimble, English, Nishihara, Chun Oakland.

No. 2756 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Hooser, Inouye, Chun Oakland, English, Kokubun, Ige, Espero, Nishihara, Trimble.

No. 2757 "A BILL FOR AN ACT RELATING TO TAX CREDITS."

Introduced by: Senators Hooser, Tsutsui, Sakamoto, Chun Oakland, Baker, Espero, Ige, Trimble.

No. 2758 "A BILL FOR AN ACT RELATING TO STATE HIGHWAY FUND."

Introduced by: Senators Hooser, Chun Oakland, Espero, Fukunaga, Kim, English, Nishihara, Trimble, Ige.

No. 2759 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senators Hooser, Chun Oakland, Baker, Inouye, Espero, Nishihara, Kokubun, Ige.

No. 2760 "A BILL FOR AN ACT RELATING TO PROPERTY LEFT IN A DANGEROUS CONDITION."

Introduced by: Senators Hooser, Trimble, Espero, Chun Oakland, Kokubun, Nishihara, Ihara, Fukunaga, English.

No. 2761 "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT."

Introduced by: Senators Hooser, Fukunaga, Ige, Espero, Chun Oakland, Kokubun, Nishihara, Ihara, English.

No. 2762 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

Introduced by: Senators Hooser, Chun Oakland, Kokubun, Nishihara, Ihara, Fukunaga, English.

No. 2763 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."

Introduced by: Senators Fukunaga, Espero.

No. 2764 "A BILL FOR AN ACT RELATING TO TRAUMA CARE."

Introduced by: Senator Baker.

No. 2765 "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE TREATMENT."

Introduced by: Senator Baker.

No. 2766 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIFTH SENATORIAL DISTRICT."

Introduced by: Senator Baker.

No. 2767 "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST THE PERSON."

Introduced by: Senator Baker, by request.

No. 2768 "A BILL FOR AN ACT RELATING TO AVIATION FUEL TAX."

Introduced by: Senator Hanabusa.

No. 2769 "A BILL FOR AN ACT RELATING TO CABLE."

Introduced by: Senator Hanabusa.

No. 2770 "A BILL FOR AN ACT RELATING TO SCIENCE AND TECHNOLOGY."

Introduced by: Senator Hanabusa.

No. 2771 "A BILL FOR AN ACT RELATING TO STREAMLINED SALES AND USE TAX."

Introduced by: Senator Hanabusa.

No. 2772 "A BILL FOR AN ACT RELATING TO IDENTITY THEFT."

Introduced by: Senator Hanabusa.

No. 2773 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Hanabusa.

No. 2774 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Hanabusa.

No. 2775 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Hanabusa.

No. 2776 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Hanabusa.

No. 2777 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Hanabusa.

No. 2778 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES."

Introduced by: Senator Hanabusa.

No. 2779 "A BILL FOR AN ACT RELATING TO HIGHWAYS."

Introduced by: Senator Hanabusa.

No. 2780 "A BILL FOR AN ACT RELATING TO HARBORS."

Introduced by: Senator Hanabusa.

No. 2781 "A BILL FOR AN ACT RELATING TO AIRPORTS."

Introduced by: Senator Hanabusa.

No. 2782 "A BILL FOR AN ACT RELATING TO TRAUMA CARE."

Introduced by: Senator Hanabusa.

No. 2783 "A BILL FOR AN ACT RELATING TO THE CHILD WELFARE SYSTEM."

Introduced by: Senator Hanabusa.

No. 2784 "A BILL FOR AN ACT RELATING TO YOUTH SERVICES."

Introduced by: Senator Hanabusa.

No. 2785 "A BILL FOR AN ACT RELATING TO THE HONOLULU SYMPHONY."

Introduced by: Senator Hanabusa.

No. 2786 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."

Introduced by: Senator Hanabusa.

No. 2787 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."

Introduced by: Senator Hanabusa.

No. 2788 "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT."

Introduced by: Senator Hanabusa.

No. 2789 "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT."

Introduced by: Senator Hanabusa.

No. 2790 "A BILL FOR AN ACT RELATING TO CAVE PROTECTION."

Introduced by: Senator Hanabusa.

No. 2791 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

Introduced by: Senator Nishihara, by request.

No. 2792 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE EIGHTEENTH SENATORIAL DISTRICT."

Introduced by: Senator Nishihara.

No. 2793 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Hooser, Tsutsui, Nishihara, Kim, Chun Oakland, Kokubun, English, Taniguchi, Fukunaga, Espero.

No. 2794 "A BILL FOR AN ACT RELATING TO TAX CREDITS."

Introduced by: Senators Sakamoto, English, Tsutsui, Chun Oakland, Nishihara, Kim, Hooser, Hanabusa, Baker, Espero.

No. 2795 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Hooser, Tsutsui, English, Kim, Nishihara, Chun Oakland, Kokubun, Espero, Baker, Menor.

No. 2796 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SURVEY AND ENGINEERING DESIGN FEES FOR THE DEVELOPMENT OF AN INDUSTRIAL PARK AT MANA, HILO, HAWAII."

Introduced by: Senators Inouye, Kanno, Espero.

No. 2797 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII STATE CONSTITUTION RELATING TO JUDGES."

Introduced by: Senators Inouye, Hanabusa, Hee, Kokubun, Sakamoto, Tsutsui, Fukunaga, Chun Oakland, Baker, English, Espero, Nishihara, Menor.

No. 2798 "A BILL FOR AN ACT RELATING TO FIRE PROTECTION."

Introduced by: Senators Inouye, Espero, Menor, Hooser, Chun Oakland, Nishihara, Baker.

No. 2799 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Senators Inouye, Espero, Chun Oakland, Nishihara, Baker, Menor.

No. 2800 "A BILL FOR AN ACT RELATING TO HAWAII'S FISHING INDUSTRY."

Introduced by: Senators Inouye, Chun Oakland, Menor, Baker.

No. 2801 "A BILL FOR AN ACT RELATING TO PARKING FOR DISABLED PERSONS."

Introduced by: Senators Inouye, Baker, Espero, Tsutsui, Hanabusa, Chun Oakland, Nishihara, English, Menor.

No. 2802 "A BILL FOR AN ACT RELATING TO DRIVER LICENSING."

Introduced by: Senators Inouye, Tsutsui.

No. 2803 "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURES."

Introduced by: Senators Ihara, Hooser, Baker, Hanabusa.

No. 2804 "A BILL FOR AN ACT RELATING TO SOCIAL RECIPROCITY."

Introduced by: Senators Ihara, Tsutsui, Baker, Chun Oakland, Hanabusa, Whalen.

No. 2805 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Ihara.

No. 2806 "A BILL FOR AN ACT RELATING TO LEGISLATIVE PROCEEDINGS ON THE INTERNET."

Introduced by: Senators Ihara, Hooser, Tsutsui, Hogue, Inouye, Espero, Baker, Chun Oakland, English, Trimble, Slom, Nishihara, Kokubun, Fukunaga, Menor, Bunda, Sakamoto.

No. 2807 "A BILL FOR AN ACT RELATING TO DISASTER PLANNING."

Introduced by: Senators Ihara, Baker, Sakamoto.

No. 2808 "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH."

Introduced by: Senator Kokubun, by request.

No. 2809 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

Introduced by: Senator Kokubun, by request.

No. 2810 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senator Kokubun, by request.

No. 2811 "A BILL FOR AN ACT RELATING TO INFORMATION SECURITY."

Introduced by: Senator Fukunaga.

No. 2812 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Fukunaga.

No. 2813 "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND."

Introduced by: Senator Fukunaga.

No. 2814 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Bunda.

No. 2815 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL ASSESSMENT."

Introduced by: Senator Bunda.

No. 2816 "A BILL FOR AN ACT RELATING TO CABLE."

Introduced by: Senator Bunda.

No. 2817 "A BILL FOR AN ACT RELATING TO SCHOOL BUSES."

Introduced by: Senator Bunda.

No. 2818 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR A REGIONAL BIO-CONTAINMENT LABORATORY FACILITY."

Introduced by: Senator Bunda.

No. 2819 "A BILL FOR AN ACT RELATING TO GUARD SERVICES."

Introduced by: Senator Bunda, by request.

No. 2820 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Bunda.

No. 2821 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LIBRARIAN POSITIONS AT WAIALUA LIBRARY AND KAHUKU PUBLIC SCHOOL LIBRARY."

Introduced by: Senator Bunda.

No. 2822 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senator Bunda.

No. 2823 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senator Bunda.

No. 2824 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST IN CONSTRUCTING AND MAKING IMPROVEMENTS TO THE AGRICULTURAL IRRIGATION SYSTEMS ON THE NORTH SHORE OF THE ISLAND OF OAHU."

Introduced by: Senator Bunda.

No. 2825 "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS."

Introduced by: Senator Bunda, by request.

No. 2826 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senator Bunda.

No. 2827 "A BILL FOR AN ACT RELATING TO TIME SHARE ZONING."

Introduced by: Senator Bunda, by request.

No. 2828 "A BILL FOR AN ACT RELATING TO LIABILITY."

Introduced by: Senator Bunda, by request.

No. 2829 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO THE COUNTY OF KAUAI FOR LAND ACQUISITION AND PLANNING FOR IMPROVEMENTS TO POULI ROAD, KAUAI."

Introduced by: Senator Bunda, by request.

No. 2830 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR IMPROVEMENTS TO KUHIO HIGHWAY, KAUAI."

Introduced by: Senator Bunda, by request.

No. 2831 "A BILL FOR AN ACT RELATING TO STATE AND COUNTY LIABILITY."

Introduced by: Senator Bunda, by request.

No. 2832 "A BILL FOR AN ACT RELATING TO STATE AND COUNTY LIABILITY."

Introduced by: Senator Bunda.

No. 2833 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF EDUCATION FOR ELECTRICITY USAGE."

Introduced by: Senators Bunda, Sakamoto, Chun Oakland, Hooser, Tsutsui, Hogue, Nishihara.

No. 2834 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF EDUCATION STUDENT TRANSPORTATION SERVICES."

Introduced by: Senators Bunda, Sakamoto, Chun Oakland, Hooser, Tsutsui, Hogue, Nishihara.

No. 2835 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO REIMBURSE THE DEPARTMENT OF EDUCATION FOR PREMIUM PAYMENTS TO EMPLOYEES' TAX SHELTERED ANNUITY PLANS."

Introduced by: Senators Bunda, Sakamoto, Chun Oakland, Hooser, Tsutsui, Nishihara.

No. 2836 "A BILL FOR AN ACT RELATING TO THE STATE EDUCATIONAL FACILITIES IMPROVEMENT FUND."

Introduced by: Senators Bunda, Sakamoto, Chun Oakland, Hooser, Tsutsui, Hogue, Nishihara.

No. 2837 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Hooser, Tsutsui, Chun Oakland, Nishihara, English, Taniguchi, Hee.

No. 2838 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COMPREHENSIVE SCHOOL ALIENATION PROGRAM."

Introduced by: Senators Sakamoto, Chun Oakland, Hooser, Tsutsui, English, Nishihara, Taniguchi, Hee.

No. 2839 "A BILL FOR AN ACT RELATING TO HAWAII 3RS."

Introduced by: Senators Sakamoto, Chun Oakland, Nishihara.

No. 2840 "A BILL FOR AN ACT RELATING TO WAGES."

Introduced by: Senators Sakamoto, Nishihara, Taniguchi.

No. 2841 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST THE HAWAII MEDICAL CENTER, L.L.C."

Introduced by: Senators Sakamoto, Menor, Baker.

No. 2842 "A BILL FOR AN ACT RELATING TO STATE TORT LIABILITY."

Introduced by: Senators Hemmings, Slom, Hogue, Kim, Ige.

No. 2843 "A BILL FOR AN ACT RELATING TO STATE TORT LIABILITY."

Introduced by: Senators Hemmings, Hogue, Slom, Kim, Taniguchi.

No. 2844 "A BILL FOR AN ACT RELATING TO JOINT AND SEVERAL LIABILITY."

Introduced by: Senators Hemmings, Hogue, Slom.

No. 2845 "A BILL FOR AN ACT RELATING TO SPEED RESTRICTIONS."

Introduced by: Senator Hemmings.

No. 2846 "A BILL FOR AN ACT RELATING TO THE STATE TORT LIABILITY ACT."

Introduced by: Senators Hemmings, Hogue, Slom, Kim.

No. 2847 "A BILL FOR AN ACT RELATING TO THE STATE TORT LIABILITY ACT."

Introduced by: Senators Hemmings, Hogue, Slom, Kim.

No. 2848 "A BILL FOR AN ACT RELATING TO THE STATE TORT LIABILITY ACT."

Introduced by: Senators Hemmings, Slom, Chun Oakland, Espero.

No. 2849 "A BILL FOR AN ACT RELATING TO AN ACADEMIC BILL OF RIGHTS."

Introduced by: Senators Hemmings, Hogue, Slom.

No. 2850 "A BILL FOR AN ACT RELATING TO LITTER CONTROL."

Introduced by: Senators Hemmings, Hogue, Slom, Chun Oakland, Kim, English, Baker, Ige.

No. 2851 "A BILL FOR AN ACT RELATING TO LEASING OF STATE SUBMERGED LANDS."

Introduced by: Senators Hemmings, Hogue, Slom.

No. 2852 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE TRANSFERS."

Introduced by: Senators Hemmings, Hogue, Slom, Trimble, Espero.

No. 2853 "A BILL FOR AN ACT RELATING TO LEASING OF STATE SUBMERGED LANDS."

Introduced by: Senators Hemmings, Hogue, Slom, Ige.

No. 2854 "A BILL FOR AN ACT RELATING TO CRIMINAL DISPOSAL OF SOLID WASTE."

Introduced by: Senators Hemmings, Chun Oakland, Baker, Trimble, Ige, Espero.

No. 2855 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Introduced by: Senators Hemmings, Hogue.

No. 2856 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senators Sakamoto, Inouye, Kanno, Espero.

No. 2857 "A BILL FOR AN ACT RELATING TO EMERGENCY RELIEF FOR NATURAL DISASTERS."

Introduced by: Senators Sakamoto, Tsutsui, Inouye, Nishihara, Hooser, Kim, English, Hanabusa, Kanno, Baker, Espero, Taniguchi.

No. 2858 "A BILL FOR AN ACT RELATING TO SPECIAL NUMBER PLATES."

Introduced by: Senators Sakamoto, Hooser, Chun Oakland.

No. 2859 "A BILL FOR AN ACT RELATING TO INTERSCHOLASTIC ATHLETICS."

Introduced by: Senators Sakamoto, Chun Oakland, Hooser.

No. 2860 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Hooser, Chun Oakland.

No. 2861 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Chun Oakland, Hooser.

No. 2862 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Chun Oakland, Hooser.

No. 2863 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."

Introduced by: Senator Espero.

No. 2864 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR REGULATORY BOARDS AND COMMISSIONS."

- Introduced by: Senator Espero.
- No. 2865 "A BILL FOR AN ACT RELATING TO HEALTH."
Introduced by: Senators Espero, Chun Oakland, Kanno, Baker, Hanabusa, Inouye, English.
- No. 2866 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTIETH SENATORIAL DISTRICT."
Introduced by: Senator Espero.
- No. 2867 "A BILL FOR AN ACT RELATING TO MIXED MARTIAL ARTS."
Introduced by: Senators Espero, Inouye, Menor, Ihara, Fukunaga.
- No. 2868 "A BILL FOR AN ACT RELATED TO INTEGRATED SOLID WASTE MANAGEMENT."
Introduced by: Senators Espero, Chun Oakland, Tsutsui, Inouye, Sakamoto, Nishihara, Menor, Ihara, Fukunaga.
- No. 2869 "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION."
Introduced by: Senators Espero, Chun Oakland, Nishihara, Sakamoto, Menor, Ihara, Fukunaga, Kanno, Inouye.
- No. 2870 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Senators Espero, Inouye, Chun Oakland, Nishihara, Sakamoto, Menor, Ihara, Fukunaga, Taniguchi, English, Kanno.
- No. 2871 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR INITIATIVE, REFERENDUM, AND RECALL."
Introduced by: Senators Trimble, Slom, Hogue.
- No. 2872 "A BILL FOR AN ACT RELATING TO TAXATION."
Introduced by: Senators Slom, Trimble, Hogue.
- No. 2873 "A BILL FOR AN ACT RELATING TO SMALL BUSINESS."
Introduced by: Senators Slom, Chun Oakland, Trimble, Hogue, Fukunaga, Espero, English, Tsutsui, Nishihara.
- No. 2874 "A BILL FOR AN ACT RELATING TO SMALL BUSINESS."
Introduced by: Senators Slom, Chun Oakland, Trimble, Hogue, English, Tsutsui, Nishihara, Espero.
- No. 2875 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 4, OF THE HAWAII CONSTITUTION, TO IMPOSE TERM LIMITS UPON SENATORS AND REPRESENTATIVES."
Introduced by: Senators Slom, Trimble.
- No. 2876 "A BILL FOR AN ACT RELATING TO THE PUBLIC AGENCY MEETINGS AND RECORDS ACT."
Introduced by: Senators Slom, Fukunaga, Hogue, Nishihara.
- No. 2877 "A BILL FOR AN ACT RELATING TO PENALTIES IMPOSED ON REPEAT VIOLENT OR SEXUAL OFFENDERS."
Introduced by: Senators Slom, Tsutsui, Espero, Sakamoto, Chun Oakland, Ihara, Trimble.
- No. 2878 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SEVENTH SENATORIAL DISTRICT."
Introduced by: Senators Hooser, Nishihara.
- No. 2879 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII CIVIL AIR PATROL."
Introduced by: Senators Sakamoto, Hooser, Chun Oakland.
- No. 2880 "A BILL FOR AN ACT RELATING TO MILITARY RESERVE COMPONENTS."
Introduced by: Senators Sakamoto, Hooser, Tsutsui, Chun Oakland, Nishihara.
- No. 2881 "A BILL FOR AN ACT RELATING TO HOMELAND SECURITY."
Introduced by: Senators Sakamoto, Hooser, Tsutsui, Nishihara, English, Chun Oakland.
- No. 2882 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENTS PERTAINING TO THE CIVIL AIR PATROL."
Introduced by: Senators Sakamoto, Chun Oakland, Hooser, Tsutsui, Nishihara.
- No. 2883 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
Introduced by: Senators Sakamoto, Hooser, Tsutsui, Nishihara, Chun Oakland.
- No. 2884 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Senators Sakamoto, Tsutsui, Nishihara, English, Chun Oakland, Hooser.
- No. 2885 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII."
Introduced by: Senators Sakamoto, Tsutsui, English, Chun Oakland, Hooser, Nishihara.
- No. 2886 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Senators Sakamoto, Tsutsui, Nishihara, Chun Oakland, Hooser.
- No. 2887 "A BILL FOR AN ACT RELATING TO EDUCATION."

- Introduced by: Senators Sakamoto, Chun Oakland, Nishihara.
- No. 2888 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senators Sakamoto, Chun Oakland, Nishihara.
- No. 2889 "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS."
- Introduced by: Senators Hogue, Baker, Chun Oakland, Sakamoto, Hooser, Ihara, English, Espero.
- No. 2890 "A BILL FOR AN ACT RELATING TO LOSS MITIGATION."
- Introduced by: Senators Hogue, Slom, Chun Oakland, Sakamoto, Hooser, Ihara, Espero, English, Baker.
- No. 2891 "A BILL FOR AN ACT RELATING TO AMBULANCES."
- Introduced by: Senators Hogue, Chun Oakland, Sakamoto, Ihara, English, Espero.
- No. 2892 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."
- Introduced by: Senators Hogue, Chun Oakland, Sakamoto, Hooser, Ihara, Espero, English, Baker.
- No. 2893 "A BILL FOR AN ACT RELATING TO EMERGENCY PREPAREDNESS."
- Introduced by: Senators Hogue, Chun Oakland, Sakamoto, Hooser, Ihara, Espero.
- No. 2894 "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS."
- Introduced by: Senators Hogue, Chun Oakland, Sakamoto, Hooser, Ihara, English, Espero, Baker.
- No. 2895 "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS."
- Introduced by: Senators Hogue, Chun Oakland, Hooser, Ihara, English.
- No. 2896 "A BILL FOR AN ACT RELATING TO PROCUREMENT."
- Introduced by: Senators Inouye, Baker, Ihara.
- No. 2897 "A BILL FOR AN ACT RELATING TO PROCUREMENT."
- Introduced by: Senators Inouye, Baker, Sakamoto, Taniguchi, Ihara.
- No. 2898 "A BILL FOR AN ACT RELATING TO PROCUREMENT."
- Introduced by: Senators Inouye, Baker.
- No. 2899 "A BILL FOR AN ACT RELATING TO PROCUREMENT."
- Introduced by: Senators Inouye, Baker, Sakamoto, Ihara.
- No. 2900 "A BILL FOR AN ACT RELATING TO HAWAII DEATH WITH DIGNITY ACT."
- Introduced by: Senator Inouye.
- No. 2901 "A BILL FOR AN ACT RELATING TO HIGHWAY IMPACT FEES."
- Introduced by: Senator Inouye.
- No. 2902 "A BILL FOR AN ACT RELATING TO LOBBYISTS."
- Introduced by: Senators Hooser, Tsutsui, Trimble, Nishihara, Baker, Chun Oakland, Kokubun, Ihara, Ige, Inouye.
- No. 2903 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."
- Introduced by: Senators Hooser, Sakamoto, Chun Oakland, Baker, Nishihara, English, Espero, Tsutsui, Inouye.
- No. 2904 "A BILL FOR AN ACT RELATING TO THE RENTAL HOUSING TRUST FUND."
- Introduced by: Senators Hooser, Chun Oakland, Baker, Tsutsui, Nishihara, English, Sakamoto, Espero, Inouye.
- No. 2905 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senators Hooser, Sakamoto, Espero, Chun Oakland, English, Tsutsui, Nishihara, Inouye.
- No. 2906 "A BILL FOR AN ACT RELATING TO SHORELINE DETERMINATION."
- Introduced by: Senators Hooser, Tsutsui, Baker, Chun Oakland, Nishihara, Sakamoto, Espero, Inouye.
- No. 2907 "A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT."
- Introduced by: Senators Hooser, Nishihara, English, Chun Oakland, Inouye.
- No. 2908 "A BILL FOR AN ACT RELATING TO DEFERRED DEPOSITS."
- Introduced by: Senators Hooser, Nishihara, Chun Oakland, Inouye.
- No. 2909 "A BILL FOR AN ACT RELATING TO PERMIT APPROVALS."
- Introduced by: Senators Hooser, English, Chun Oakland, Nishihara.
- No. 2910 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SEVENTEENTH SENATORIAL DISTRICT."
- Introduced by: Senator Menor.
- No. 2911 "A BILL FOR AN ACT RELATING TO GASOLINE."
- Introduced by: Senators Menor, Bunda.

No. 2912 "A BILL FOR AN ACT RELATING TO ELECTRICIANS."

Introduced by: Senator Menor, by request.

No. 2913 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

Introduced by: Senator Menor, by request.

No. 2914 "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS."

Introduced by: Senators Menor, Kanno, Chun Oakland, Nishihara, Sakamoto, Ige, Tsutsui, Baker, Espero.

No. 2915 "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS."

Introduced by: Senators Menor, Kanno, Chun Oakland, Espero, Sakamoto, Baker.

No. 2916 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

Introduced by: Senators Menor, Kanno, Sakamoto, Espero, Ige, Chun Oakland, Baker.

No. 2917 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE RATE REGULATION."

Introduced by: Senators Menor, Chun Oakland, Baker, Inouye, Ige, Nishihara, Fukunaga, Espero, Sakamoto, Kanno, Ihara.

No. 2918 "A BILL FOR AN ACT RELATING TO CURBSIDE RECYCLING."

Introduced by: Senator Fukunaga.

No. 2919 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CAPITAL IMPROVEMENT PROJECTS IN THE AIEA AND PEARL CITY AREAS."

Introduced by: Senators Ige, Sakamoto, Nishihara, Kim.

No. 2920 "A BILL FOR AN ACT RELATING TO THE ALOHA UNITED WAY 211 SERVICES."

Introduced by: Senator Espero.

No. 2921 "A BILL FOR AN ACT RELATING TO GROUP FOSTER CARE HOUSING."

Introduced by: Senator Hanabusa.

No. 2922 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."

Introduced by: Senators Hanabusa, Nishihara, English, Kokubun, Taniguchi.

No. 2923 "A BILL FOR AN ACT RELATING TO HARBORS."

Introduced by: Senators Hanabusa, Chun Oakland, Nishihara, Fukunaga, Trimble, English, Kokubun, Taniguchi.

No. 2924 "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS."

Introduced by: Senators Hanabusa, Chun Oakland, Nishihara, English, Kokubun.

No. 2925 "A BILL FOR AN ACT RELATING TO UNMARRIED COUPLES."

Introduced by: Senators Hanabusa, Nishihara, English, Fukunaga, Kokubun, Taniguchi.

No. 2926 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Senators Hanabusa, Chun Oakland, Nishihara, Fukunaga, English, Kokubun, Taniguchi.

No. 2927 "A BILL FOR AN ACT RELATING TO GARNISHMENT."

Introduced by: Senators Hanabusa, by request, Trimble.

No. 2928 "A BILL FOR AN ACT RELATING TO CRIMINAL TRESPASS."

Introduced by: Senators Hanabusa, Chun Oakland, Nishihara, Fukunaga, English, Kokubun, Taniguchi.

No. 2929 "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION."

Introduced by: Senators Hanabusa, Chun Oakland, English, Nishihara, Fukunaga, Kokubun.

No. 2930 "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS."

Introduced by: Senators Hanabusa, Chun Oakland, Nishihara, Trimble, English, Kokubun, Taniguchi.

No. 2931 "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT."

Introduced by: Senators Hanabusa, Chun Oakland, Nishihara, Fukunaga, English, Kokubun.

No. 2932 "A BILL FOR AN ACT RELATING TO THE COURTS."

Introduced by: Senators Hanabusa, Chun Oakland, Nishihara, Fukunaga, Trimble, English, Kokubun.

No. 2933 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO REPLACE THE OAHU COMMUNITY CORRECTIONAL CENTER."

Introduced by: Senators Hanabusa, Nishihara, English, Kokubun, Taniguchi.

No. 2934 "A BILL FOR AN ACT RELATING TO PRISONS."

Introduced by: Senators Hanabusa, Nishihara, English, Kokubun, Taniguchi.

No. 2935 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE DEPARTMENT OF HAWAIIAN HOME LANDS AND MAKING AN APPROPRIATION."

Introduced by: Senators Hanabusa, English, Nishihara, Fukunaga, Tsutsui, Trimble, Kokubun.

No. 2936 "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE."

Introduced by: Senators Hanabusa, Nishihara, Trimble, English, Kokubun, Taniguchi.

No. 2937 "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE."

Introduced by: Senators Hanabusa, Nishihara, Fukunaga, Kokubun.

No. 2938 "A BILL FOR AN ACT RELATING TO COMMUNITY NOTIFICATION."

Introduced by: Senators Hanabusa, Nishihara, Fukunaga, Trimble, Kokubun, Taniguchi, English.

No. 2939 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN."

Introduced by: Senators Hanabusa, English, Fukunaga, Trimble, Kokubun, Taniguchi, Nishihara.

No. 2940 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Hanabusa, Chun Oakland, Nishihara, Fukunaga, English, Kokubun.

No. 2941 "A BILL FOR AN ACT RELATING TO BRUSH FIRES."

Introduced by: Senators Hanabusa, Nishihara, Chun Oakland, Fukunaga, English, Kokubun, Taniguchi.

No. 2942 "A BILL FOR AN ACT RELATING TO BIOLOGICAL DIVERSITY."

Introduced by: Senator Hanabusa.

No. 2943 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO HIRE MONITORS FOR OUT-OF-STATE CORRECTIONAL FACILITIES THAT HOUSE HAWAII INMATES."

Introduced by: Senator Hanabusa.

No. 2944 "A BILL FOR AN ACT RELATING TO BAIL."

Introduced by: Senator Hanabusa.

No. 2945 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A WOMEN'S CORRECTIONAL CENTER AND FACILITY."

Introduced by: Senator Hanabusa.

No. 2946 "A BILL FOR AN ACT RELATING TO THE CORRECTIONS POPULATION MANAGEMENT COMMISSION."

Introduced by: Senator Hanabusa.

No. 2947 "A BILL FOR AN ACT RELATING TO CORRECTIONS."

Introduced by: Senator Hanabusa.

No. 2948 "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND TRUST."

Introduced by: Senator Hanabusa.

No. 2949 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Senator Hanabusa.

No. 2950 "A BILL FOR AN ACT RELATING TO JUDGMENT LIENS."

Introduced by: Senator Hanabusa.

No. 2951 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION."

Introduced by: Senator Hanabusa.

No. 2952 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senators Menor, Baker, Sakamoto, Chun Oakland, Kanno, Nishihara, Fukunaga, Espero, Ihara, Taniguchi.

No. 2953 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Menor.

No. 2954 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senators Kokubun, English, Inouye, Hanabusa, Bunda, Baker, Nishihara, Kanno, Ihara, Hooser, Kim, Ige, Sakamoto, Espero, Chun Oakland, Tsutsui, Taniguchi, Menor.

No. 2955 "A BILL FOR AN ACT RELATING TO EMERGENCY SHELTERS."

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

No. 2956 "A BILL FOR AN ACT RELATING TO EDUCATION."

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

No. 2957 "A BILL FOR AN ACT RELATING TO ENERGY."

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

No. 2958 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senators Menor, Hooser, Sakamoto, Espero, Kokubun, Inouye, Bunda, Baker, Fukunaga, Kanno, Kim, Hanabusa, Tsutsui, English, Chun Oakland, Nishihara, Ihara.

No. 2959 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Senators Kanno, Inouye, Espero, Hooser, Taniguchi, Tsutsui, Chun Oakland, Ihara, Kim, Hanabusa, Baker, Nishihara, Menor, English.

No. 2960 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Senators Espero, Inouye, Chun Oakland, Sakamoto, Nishihara, Menor, Hooser, Hanabusa, Kanno, Ihara, Kim, Tsutsui, Bunda, English, Kokubun.

No. 2961 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators Baker, Hee, Hanabusa, Fukunaga, English, Hooser, Chun Oakland, Tsutsui, Kim, Sakamoto, Kokubun, Bunda, Kanno, Ihara, Espero, Taniguchi, Inouye, Menor, Nishihara.

No. 2962 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senator Menor, by request.

No. 2963 "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE RENTAL INDUSTRY."

Introduced by: Senator Kim, by request.

No. 2964 "A BILL FOR AN ACT RELATING TO THE CONVENTION CENTER ENTERPRISE SPECIAL FUND."

Introduced by: Senator Kim.

No. 2965 "A BILL FOR AN ACT RELATING TO THE GENERAL APPROPRIATIONS ACT OF 2005."

Introduced by: Senator Kim.

No. 2966 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."

Introduced by: Senator Kim.

No. 2967 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FOURTEENTH SENATORIAL DISTRICT."

Introduced by: Senators Kim, Sakamoto.

No. 2968 "A BILL FOR AN ACT RELATING TO THE MUSEUM OF HAWAIIAN MUSIC AND DANCE."

Introduced by: Senators Kim, Inouye, English, Chun Oakland, Hanabusa, Hooser, Hee, Nishihara, Sakamoto, Espero, Ige, Baker, Fukunaga, Menor, Ihara.

No. 2969 "A BILL FOR AN ACT RELATING TO PARKS."

Introduced by: Senators Kim, Tsutsui, Sakamoto, Hogue, Hanabusa, Nishihara, Inouye, Baker, English, Espero, Ige, Slom, Menor, Ihara.

No. 2970 "A BILL FOR AN ACT RELATING TO HIGHWAYS."

Introduced by: Senators Kim, Tsutsui, Sakamoto, Baker, English, Hogue, Nishihara, Menor, Ihara, Slom, Ige.

No. 2971 "A BILL FOR AN ACT RELATING TO INCOME TAX DEDUCTIONS."

Introduced by: Senators Kim, Tsutsui, Nishihara, Sakamoto, Hooser, Inouye, Baker, Hogue, English, Espero, Chun Oakland, Slom, Hanabusa, Hee, Ige, Fukunaga, Menor, Ihara.

No. 2972 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM."

Introduced by: Senators Kim, Chun Oakland, Hogue, Trimble, Nishihara, Hooser, Ige, Hanabusa, Menor, Ihara.

No. 2973 "A BILL FOR AN ACT RELATING TO AGRICULTURAL TOURISM."

Introduced by: Senators Kim, Tsutsui, Inouye, Baker, English, Espero, Chun Oakland, Hanabusa, Nishihara, Sakamoto, Slom, Ige, Fukunaga, Menor.

No. 2974 "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY."

Introduced by: Senators Kim, Tsutsui, Inouye, Hanabusa, Nishihara, Sakamoto, Baker, English, Espero, Ige, Fukunaga, Chun Oakland, Menor, Ihara.

No. 2975 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senators Kim, Hanabusa, Nishihara, Inouye, Baker, Ihara, Ige, Slom, Menor.

No. 2976 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senators Kim, Hogue, Ige, Baker, Fukunaga, Chun Oakland, Slom, Hanabusa, Sakamoto, Menor, Ihara, Nishihara, English, Espero.

No. 2977 "A BILL FOR AN ACT RELATING TO UNIVERSITY OF HAWAII TUITION TAX CREDIT."

Introduced by: Senators Kim, Chun Oakland, Tsutsui, English, Nishihara, Hooser, Inouye, Menor, Ige, Fukunaga, Baker, Hogue, Slom, Ihara.

No. 2978 "A BILL FOR AN ACT RELATING TO ELECTRONIC SURVEILLANCE."

Introduced by: Senators Kim, Hanabusa, Kokubun, Sakamoto, Espero, Inouye, Chun Oakland, Hogue, Trimble, Ige, Menor, Nishihara, Slom, Baker.

No. 2979 "A BILL FOR AN ACT RELATING TO MINIMUM WAGE LAW."

Introduced by: Senators Kim, Inouye, Hogue, Nishihara, Sakamoto, Fukunaga, Ihara, Chun Oakland, Espero, Ige, Baker, Slom, Trimble.

No. 2980 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Kim, Nishihara, Sakamoto, Hooser, Inouye, Hogue, Chun Oakland, Trimble, Hanabusa, Hee, Baker, English, Espero, Ige, Fukunaga, Menor, Ihara.

No. 2981 "A BILL FOR AN ACT RELATING TO QUARANTINE."

Introduced by: Senator Kokubun, by request.

No. 2982 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senator Kokubun, by request.

No. 2983 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS."

Introduced by: Senator Kokubun, by request.

No. 2984 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE KIKALA-KEOKEA HOUSING REVOLVING FUND."

Introduced by: Senators Kokubun, Nishihara, Tsutsui, Taniguchi.

No. 2985 "A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES."

Introduced by: Senators Kokubun, English, Chun Oakland, Hooser, Nishihara.

No. 2986 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN."

Introduced by: Senators Kokubun, English, Nishihara.

No. 2987 "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN REAL PROPERTY."

Introduced by: Senator Hanabusa.

No. 2988 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-FIRST SENATORIAL DISTRICT."

Introduced by: Senator Hanabusa.

No. 2989 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE NINTH SENATORIAL DISTRICT."

Introduced by: Senator Ihara.

No. 2990 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Senators Ihara, Chun Oakland, Fukunaga, English, Nishihara.

No. 2991 "A BILL FOR AN ACT RELATING TO PUBLIC PARKING."

Introduced by: Senator Ihara.

No. 2992 "A BILL FOR AN ACT RELATING TO OCEAN RECREATION."

Introduced by: Senator Ihara.

No. 2993 "A BILL FOR AN ACT RELATING TO VOTER REGISTRATION."

Introduced by: Senator Ihara.

No. 2994 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIRST SENATORIAL DISTRICT."

Introduced by: Senator Inouye.

No. 2995 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Senators Inouye, Espero, Menor.

No. 2996 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Senators Inouye, Espero, Menor.

No. 2997 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Senators Inouye, Espero, Menor.

No. 2998 "A BILL FOR AN ACT RELATING TO FENCING."

Introduced by: Senator Inouye.

No. 2999 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senators Menor, Baker, Chun Oakland, Tsutsui, English, Sakamoto, Kanno, Fukunaga, Espero, Nishihara.

No. 3000 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Menor, by request.

No. 3001 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senators Menor, Baker, Chun Oakland, Kanno, Nishihara, Fukunaga.

No. 3002 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senators Menor, Kanno, Baker, Chun Oakland, Fukunaga, Sakamoto, Nishihara, Espero, Ihara.

No. 3003 "A BILL FOR AN ACT RELATING TO THE STATE PHARMACY ASSISTANCE PROGRAM."

Introduced by: Senators Menor, Chun Oakland, Baker, Sakamoto, English, Kanno, Tsutsui, Ihara, Espero, Nishihara, Fukunaga.

No. 3004 "A BILL FOR AN ACT RELATING TO CONTRACTS."

Introduced by: Senator Menor.

No. 3005 "A BILL FOR AN ACT RELATING TO LOW-INCOME REFUNDABLE TAX CREDIT."

Introduced by: Senators Menor, Chun Oakland, Espero, Inouye, Baker, Nishihara, Ihara, Tsutsui, English.

No. 3006 "A BILL FOR AN ACT RELATING TO ASSAULT."

Introduced by: Senators Menor, Inouye, Chun Oakland, Espero, Nishihara.

No. 3007 "A BILL FOR AN ACT RELATING TO A COMMISSION TO CELEBRATE 2008 AS THE YEAR OF THE FAMILY."

Introduced by: Senators Menor, Chun Oakland, Espero, Inouye, Baker, Ihara, Nishihara, English, Sakamoto, Taniguchi.

No. 3008 "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS."

Introduced by: Senators Kanno, Baker, Espero, Menor.

No. 3009 "A BILL FOR AN ACT RELATING TO CIVIL SERVICE EXEMPT EMPLOYEES."

Introduced by: Senators Kanno, Inouye, Espero, Chun Oakland, Taniguchi, English.

No. 3010 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COMMUNITY PLACEMENT PROGRAMS FOR FEMALE OFFENDERS TRANSITIONING FROM PRISON TO THE COMMUNITY."

Introduced by: Senators Kanno, Chun Oakland, Baker, Inouye, Espero, Fukunaga.

No. 3011 "A BILL FOR AN ACT RELATING TO CIVIL SERVICE LAW."

Introduced by: Senators Kanno, Inouye, Chun Oakland, Taniguchi, English, Hooser.

No. 3012 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senators Kanno, Inouye, Espero, Chun Oakland, Menor.

No. 3013 "A BILL FOR AN ACT RELATING TO PROVIDING THE OPPORTUNITY OF LIGHT DUTY WORK TO INJURED EMPLOYEES."

Introduced by: Senators Kanno, Inouye.

No. 3014 "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS."

Introduced by: Senators Kanno, Espero.

No. 3015 "A BILL FOR AN ACT RELATING TO PUBLIC WORKS."

Introduced by: Senators Kanno, Espero.

No. 3016 "A BILL FOR AN ACT RELATING TO PREVAILING WAGES."

Introduced by: Senators Kanno, Inouye, Menor, Espero.

No. 3017 "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION."

Introduced by: Senators Kanno, Menor, Espero.

No. 3018 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Senators Kanno, Chun Oakland.

No. 3019 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING FOR EMPLOYEES IN NEW CENTURY CHARTER SCHOOLS."

Introduced by: Senators Kanno, Inouye, Espero, Nishihara.

No. 3020 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."

Introduced by: Senators Kanno, Inouye, Menor, Nishihara.

No. 3021 "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES."

Introduced by: Senators Kanno, Nishihara, Espero.

No. 3022 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW."

Introduced by: Senators Kanno, Menor, Nishihara.

No. 3023 "A BILL FOR AN ACT RELATED TO HEALTH CARE."

Introduced by: Senators Kanno, Inouye, Menor, Nishihara, Espero.

No. 3024 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE NINETEENTH SENATORIAL DISTRICT."

Introduced by: Senator Kanno.

No. 3025 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senators Kanno, Nishihara.

No. 3026 "A BILL FOR AN ACT RELATING TO ROYAL KUNIA."

Introduced by: Senators Kanno, Espero.

No. 3027 "A BILL FOR AN ACT RELATING TO CORRECTIONS."

Introduced by: Senators Kanno, Nishihara, Espero.

No. 3028 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PROGRAMS ADDRESSING HOMELESSNESS."

Introduced by: Senators Kanno, Nishihara, Espero, Tsutsui.

No. 3029 "A BILL FOR AN ACT RELATING TO CONSERVATION LANDS."

Introduced by: Senators Kanno, Nishihara, Espero.

No. 3030 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Senators Kanno, Nishihara, Espero.

No. 3031 "A BILL FOR AN ACT RELATING TO UNINTERRUPTED MEDICAL TREATMENT FOR WORK-RELATED INJURIES."

Introduced by: Senators Kanno, Nishihara, Espero.

No. 3032 "A BILL FOR AN ACT RELATING TO CORPORATIONS."

Introduced by: Senators Kanno, Inouye, Espero.

No. 3033 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."

Introduced by: Senator Kanno.

No. 3034 "A BILL FOR AN ACT RELATING TO PREVAILING WAGES."

Introduced by: Senator Kanno.

No. 3035 "A BILL FOR AN ACT RELATING TO CONTINUED TEMPORARY TOTAL DISABILITY BENEFITS TO INJURED EMPLOYEES."

Introduced by: Senators Kanno, Nishihara, Espero.

No. 3036 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE TENTH SENATORIAL DISTRICT."

Introduced by: Senator Taniguchi.

No. 3037 "A BILL FOR AN ACT RELATING TO RELIEF OF MANOA FLOOD VICTIMS."

Introduced by: Senator Taniguchi.

No. 3038 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO AUGMENT THE FUNDING FOR THE WEIGHTED STUDENT FORMULA."

Introduced by: Senator Taniguchi.

No. 3039 "A BILL FOR AN ACT RELATING TO ZONING."

Introduced by: Senator Taniguchi.

No. 3040 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATING TO EXCESS REVENUES."

Introduced by: Senator Taniguchi.

No. 3041 "A BILL FOR AN ACT RELATING TO FINANCES."

Introduced by: Senator Taniguchi.

No. 3042 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."

Introduced by: Senator Taniguchi.

No. 3043 "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT."

Introduced by: Senator Taniguchi.

No. 3044 "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII."

Introduced by: Senator Taniguchi.

No. 3045 "A BILL FOR AN ACT RELATING TO FERAL PIGS."

Introduced by: Senator Taniguchi.

No. 3046 "A BILL FOR AN ACT RELATING TO UNIFORM STATE LAWS."

Introduced by: Senator Taniguchi.

No. 3047 "A BILL FOR AN ACT RELATING TO MARINE RESOURCE MANAGEMENT."

Introduced by: Senators Taniguchi, Kokubun, Hanabusa, Bunda.

No. 3048 "A BILL FOR AN ACT RELATING TO STATE MORTGAGE CREDIT CERTIFICATES."

Introduced by: Senator Taniguchi.

No. 3049 "A BILL FOR AN ACT RELATING TO HONEY."

Introduced by: Senator Taniguchi.

No. 3050 "A BILL FOR AN ACT RELATING TO EMPLOYER INTIMIDATION."

Introduced by: Senator Taniguchi.

No. 3051 "A BILL FOR AN ACT RELATING TO COUNTY FISCAL ADMINISTRATION."

Introduced by: Senator Taniguchi, by request.

No. 3052 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE INSURANCE."

Introduced by: Senator Taniguchi, by request.

No. 3053 "A BILL FOR AN ACT RELATING TO NON-SCHOOL HOURS ACTIVITIES PROGRAMS."

Introduced by: Senators Sakamoto, Nishihara, Tsutsui, Chun Oakland, Hooser.

No. 3054 "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS."

Introduced by: Senators Sakamoto, Nishihara, Chun Oakland, Hooser, English.

No. 3055 "A BILL FOR AN ACT RELATING TO DISASTER MANAGEMENT AND HUMANITARIAN ASSISTANCE."

Introduced by: Senators Sakamoto, Hooser, English, Tsutsui, Chun Oakland.

No. 3056 "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS."

Introduced by: Senators Sakamoto, Hooser, Nishihara, Tsutsui, Chun Oakland.

No. 3057 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Nishihara, Chun Oakland, Fukunaga, Hooser, Tsutsui, Kim, Kokubun, Baker, Menor, Ige, Hogue, Ihara, Trimble.

No. 3058 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Hooser, Nishihara, Chun Oakland.

No. 3059 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Hooser, Nishihara, Kokubun, Taniguchi, Chun Oakland.

No. 3060 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Chun Oakland, Tsutsui, Nishihara, Kokubun.

No. 3061 "A BILL FOR AN ACT RELATING TO VETERANS."

Introduced by: Senators Sakamoto, Nishihara, Tsutsui, English, Chun Oakland, Hooser, Kokubun.

No. 3062 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PACIFIC AVIATION MUSEUM PEARL HARBOR."

Introduced by: Senators Sakamoto, Nishihara, Hooser.

No. 3063 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Menor, Bunda.

No. 3064 "A BILL FOR AN ACT RELATING TO STRUCTURED SETTLEMENTS."

Introduced by: Senator Menor, by request.

No. 3065 "A BILL FOR AN ACT RELATING TO THE ONE CALL CENTER ADVISORY COMMITTEE."

Introduced by: Senator Menor, by request.

No. 3066 "A BILL FOR AN ACT RELATING TO INTEREST AND USURY."

Introduced by: Senator Menor, by request.

No. 3067 "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS."

Introduced by: Senator Menor, by request.

No. 3068 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senators Menor, Whalen.

No. 3069 "A BILL FOR AN ACT RELATING TO INCOME TAX DEDUCTIONS."

Introduced by: Senators Menor, Espero, Sakamoto, Chun Oakland, Baker, Ihara.

No. 3070 "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT."

Introduced by: Senator Menor, by request.

No. 3071 "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS."

Introduced by: Senator Menor, by request.

No. 3072 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senator Menor, by request.

No. 3073 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RECOVERY."

Introduced by: Senators Kokubun, Tsutsui, Chun Oakland, English, Hooser, Hanabusa, Kanno, Nishihara.

No. 3074 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Kokubun, Chun Oakland, English, Hooser, Fukunaga, Hanabusa, Kanno, Taniguchi.

No. 3075 "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LAND."

Introduced by: Senators Kokubun, Chun Oakland, English, Hooser, Fukunaga, Hanabusa, Kanno.

No. 3076 "A BILL FOR AN ACT RELATING TO COQUI FROGS."

Introduced by: Senators Kokubun, English, Hooser, Tsutsui, Chun Oakland, Hanabusa, Taniguchi.

No. 3077 "A BILL FOR AN ACT RELATING TO CONSERVATION."

Introduced by: Senators Kokubun, Chun Oakland, Hooser, Fukunaga, Tsutsui, English, Hanabusa, Kanno, Taniguchi.

No. 3078 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senators Kokubun, English, Chun Oakland, Hanabusa, Taniguchi.

No. 3079 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LEASES."

Introduced by: Senators Kokubun, English, Chun Oakland, Hanabusa.

No. 3080 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."

Introduced by: Senators Kokubun, Chun Oakland, English, Hooser, Fukunaga, Hanabusa.

No. 3081 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."

Introduced by: Senators Kokubun, Hooser, Hanabusa.

No. 3082 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Kokubun, Chun Oakland, Hooser, Fukunaga, English, Kanno, Hanabusa.

No. 3083 "A BILL FOR AN ACT RELATING TO SUSTAINABILITY."

Introduced by: Senators Kokubun, Chun Oakland, Hooser, Tsutsui, Fukunaga, English, Hanabusa, Taniguchi.

No. 3084 "A BILL FOR AN ACT RELATING TO REAL PROPERTY."

Introduced by: Senators Kokubun, Hanabusa, Tsutsui, Hooser, Chun Oakland, English, Nishihara.

No. 3085 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senators Kokubun, Chun Oakland, Hanabusa, Tsutsui, Hooser, English, Nishihara.

No. 3086 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LEASES."

Introduced by: Senators Kokubun, Hanabusa, Tsutsui, English, Chun Oakland, Nishihara, Taniguchi.

No. 3087 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR JOB TRAINING IN NATURAL RESOURCES MANAGEMENT."

Introduced by: Senators Kokubun, Chun Oakland, Hanabusa, Tsutsui, English, Hooser, Nishihara, Taniguchi.

No. 3088 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES."

Introduced by: Senator Espero.

No. 3089 "A BILL FOR AN ACT RELATING TO MEDICAL FEE SCHEDULES FOR WORKERS' COMPENSATION CASES."

Introduced by: Senator Espero.

No. 3090 "A BILL FOR AN ACT RELATING TO STANDARDIZED FORMS FOR WORKERS' COMPENSATION HEALTH CARE PROVIDERS."

Introduced by: Senator Espero.

No. 3091 "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS TO COASTAL AND INLAND RECREATIONAL AREAS."

Introduced by: Senators Hooser, Tsutsui, Chun Oakland, Espero, English, Nishihara, Fukunaga, Baker, Ihara, Kokubun, Taniguchi, Inouye, Kim.

No. 3092 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ASSIST THE UNITED STATES ORGANIZATION WITH ITS PLANNED WELCOME HOME CELEBRATION FOR RETURNING HAWAII NATIONAL GUARD MEMBERS IN THE COUNTIES OF HAWAII, MAUI, AND KAUAI."

Introduced by: Senators Sakamoto, Baker, English, Inouye, Hooser, Tsutsui, Kokubun.

No. 3093 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Hooser, Nishihara, Chun Oakland, Baker, Hanabusa, Tsutsui, Kokubun, Taniguchi, Hee, English, Espero, Menor, Ihara, Ige, Kim.

No. 3094 "A BILL FOR AN ACT RELATING TO THE LAND COURT."

Introduced by: Senators Kokubun, Nishihara, Hooser, Taniguchi.

No. 3095 "A BILL FOR AN ACT RELATING TO KAWAI NUI MARSH."

Introduced by: Senator Kokubun.

No. 3096 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE AGRICULTURAL WATER USE AND DEVELOPMENT PLAN."

Introduced by: Senator Kokubun.

No. 3097 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senators Kokubun, Fukunaga, English.

No. 3098 "A BILL FOR AN ACT RELATING TO HARBORS."

Introduced by: Senators Kokubun, Inouye.

No. 3099 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF SECOND SENATORIAL DISTRICT."

Introduced by: Senator Kokubun.

No. 3100 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIFTEENTH SENATORIAL DISTRICT."

Introduced by: Senators Sakamoto, Kim.

No. 3101 "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION."

Introduced by: Senators Sakamoto, Chun Oakland, Tsutsui, Nishihara, Hooser, English, Kim, Hanabusa.

No. 3102 "A BILL FOR AN ACT RELATING TO STUDENTS."

Introduced by: Senators Sakamoto, Tsutsui, Nishihara, Taniguchi, Chun Oakland, Hanabusa, English, Hooser, Espero, Kim, Kokubun, Baker.

No. 3103 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION TO REDUCE THE REPAIR AND MAINTENANCE PROJECTS BACKLOG FOR DEPARTMENT OF EDUCATION FACILITIES."

Introduced by: Senators Sakamoto, Hooser, Nishihara, Tsutsui, Chun Oakland, Baker, Kim, Hanabusa, English, Espero.

No. 3104 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."

Introduced by: Senators Tsutsui, Hooser.

No. 3105 "A BILL FOR AN ACT RELATING TO DEPOSIT BEVERAGE CONTAINER PROGRAM."

Introduced by: Senators Tsutsui, Hooser, English.

No. 3106 "A BILL FOR AN ACT RELATING TO BEACH DEBRIS REMOVAL."

Introduced by: Senator Tsutsui.

No. 3107 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE TRANSFER OF OWNERSHIP."

Introduced by: Senator Tsutsui.

No. 3108 "A BILL FOR AN ACT RELATING TO INCOME TAX."

Introduced by: Senator Tsutsui.

No. 3109 "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE."

Introduced by: Senators Tsutsui, Slom, Hooser, Nishihara, Baker, Sakamoto.

No. 3110 "A BILL FOR AN ACT RELATING TO PARK ACQUISITIONS."

Introduced by: Senators Tsutsui, English, Baker.

No. 3111 "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO RECOGNIZE AND HONOR CONGRESSWOMAN PATSY T. MINK."

Introduced by: Senators Tsutsui, Baker, English, Hooser.

No. 3112 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Senator Tsutsui.

No. 3113 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senators Tsutsui, English, Baker.

No. 3114 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COMMUNITY WORK DAY PROGRAM."

Introduced by: Senators Tsutsui, Kim, Nishihara, Baker, English.

No. 3115 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST MAUI LAND AND PINEAPPLE COMPANY, INC."

Introduced by: Senators Tsutsui, English, Baker.

No. 3116 "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES."

Introduced by: Senator Tsutsui.

No. 3117 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senators Hee, Hanabusa.

No. 3118 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senator Hee.

No. 3119 "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS."

Introduced by: Senator Hee.

No. 3120 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senators Hee, Sakamoto.

No. 3121 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senators Hee, Sakamoto.

No. 3122 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Hee.

No. 3123 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE TWENTY-THIRD SENATORIAL DISTRICT."

Introduced by: Senator Hee.

No. 3124 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senators Hee, Sakamoto, Inouye, Hanabusa, Nishihara, Kanno, Baker, Taniguchi, Kokubun, Chun Oakland, Tsutsui, Ige.

No. 3125 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senator Bunda.

No. 3126 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Bunda.

No. 3127 "A BILL FOR AN ACT RELATING TO WRONGFUL CONVICTION AND IMPRISONMENT."

Introduced by: Senator Bunda.

No. 3128 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE NATURAL HEALING RESEARCH FOUNDATION."

Introduced by: Senator Bunda.

No. 3129 "A BILL FOR AN ACT RELATING TO SALE OF REAL PROPERTY."

Introduced by: Senator Bunda.

No. 3130 "A BILL FOR AN ACT RELATING TO TAX EXEMPTION."

- Introduced by: Senator Bunda.
- No. 3131 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."
Introduced by: Senator Bunda.
- No. 3132 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."
Introduced by: Senator Bunda.
- No. 3133 "A BILL FOR AN ACT RELATING TO NOTICE."
Introduced by: Senator Bunda.
- No. 3134 "A BILL FOR AN ACT RELATING TO CHAPTER 281, HAWAII REVISED STATUTES."
Introduced by: Senator Bunda.
- No. 3135 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."
Introduced by: Senator Bunda, by request.
- No. 3136 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR SAINT LOUIS SCHOOL."
Introduced by: Senator Bunda.
- No. 3137 "A BILL FOR AN ACT RELATING TO ASSET MANAGEMENT."
Introduced by: Senator Bunda.
- No. 3138 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PREPARATION OF THE 2050 SUSTAINABILITY PLAN."
Introduced by: Senators Bunda, Kokubun.
- No. 3139 "A BILL FOR AN ACT RELATING TO THE SISTER STATE/PROVINCE PROGRAM."
Introduced by: Senators Bunda, English.
- No. 3140 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Senators Bunda, Sakamoto.
- No. 3141 "A BILL FOR AN ACT RELATING TO THE BUDGET."
Introduced by: Senator Bunda.
- No. 3142 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."
Introduced by: Senator Bunda.
- No. 3143 "A BILL FOR AN ACT RELATING TO TOBACCO."
Introduced by: Senator Bunda.
- No. 3144 "A BILL FOR AN ACT RELATING TO CORPORATE SPONSORSHIP FOR EDUCATION."
Introduced by: Senators Bunda, Sakamoto.
- No. 3145 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."
Introduced by: Senator Bunda, by request.
- No. 3146 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY MEDICAL SERVICES."
Introduced by: Senator Bunda.
- No. 3147 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PURCHASE OF WAIMEA VALLEY, OAHU."
Introduced by: Senator Bunda.
- No. 3148 "A BILL FOR AN ACT RELATING TO LAND CONSERVATION."
Introduced by: Senator Bunda, by request.
- No. 3149 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEPARTMENT OF EDUCATION WEB SITE."
Introduced by: Senator Bunda, by request.
- No. 3150 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAIIAN LANGUAGE MEDIUM EDUCATION PROGRAM."
Introduced by: Senator Bunda.
- No. 3151 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-SECOND SENATORIAL DISTRICT."
Introduced by: Senator Bunda.
- No. 3152 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HANA COMMUNITY HEALTH CENTER."
Introduced by: Senators English, Chun Oakland, Tsutsui, Baker, Hooser, Slom, Hanabusa, Ige, Kanno, Sakamoto, Espero, Trimble, Fukunaga, Kokubun, Nishihara, Ihara, Menor.
- No. 3153 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE HANA HEALTH NUTRITION TRAINING CENTER."
Introduced by: Senators English, Chun Oakland, Tsutsui, Hooser, Baker, Kanno, Ihara, Menor, Hanabusa, Espero, Nishihara, Slom, Fukunaga, Ige, Sakamoto, Inouye.
- No. 3154 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A HEMODIALYSIS FACILITY IN HANA."
Introduced by: Senators English, Chun Oakland, Tsutsui, Hooser, Baker, Slom, Hanabusa, Ige, Kanno, Sakamoto, Espero, Fukunaga, Nishihara, Ihara, Inouye, Menor.

No. 3155 "A BILL FOR AN ACT RELATING TO MOLOKAI GENERAL HOSPITAL."

Introduced by: Senators English, Chun Oakland, Tsutsui, Baker, Hooser, Menor, Fukunaga, Slom, Kim, Sakamoto, Ihara, Bunda, Hanabusa, Inouye, Ige, Kanno, Espero, Nishihara.

No. 3156 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MOLOKAI GENERAL HOSPITAL."

Introduced by: Senators English, Tsutsui, Baker, Chun Oakland, Hanabusa, Espero, Fukunaga, Kokubun, Nishihara, Ihara, Menor, Ige, Kanno, Inouye, Hee.

No. 3157 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR EXPANSION OF THE MOLOKAI PUBLIC LIBRARY."

Introduced by: Senators English, Tsutsui, Baker, Hee, Fukunaga, Menor, Ihara, Inouye, Kokubun, Nishihara, Kanno, Hanabusa, Espero, Chun Oakland, Ige.

No. 3158 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LANAI COMMUNITY HOSPITAL."

Introduced by: Senators English, Tsutsui, Baker, Chun Oakland, Hooser, Hogue, Nishihara, Kokubun, Slom, Kim, Hanabusa, Ige, Kanno, Sakamoto, Inouye, Bunda, Menor, Ihara, Espero, Fukunaga.

No. 3159 "A BILL FOR AN ACT RELATING TO THE ISLAND OF KAHOLAWE."

Introduced by: Senators English, Inouye, Hanabusa, Fukunaga, Chun Oakland, Tsutsui, Baker, Ihara, Kokubun, Nishihara, Espero, Menor.

No. 3160 "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE."

Introduced by: Senators English, Hee, Inouye, Hooser, Bunda, Baker, Hanabusa, Nishihara, Slom, Chun Oakland, Kokubun, Kanno, Menor.

No. 3161 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

Introduced by: Senators English, Chun Oakland, Baker, Hanabusa, Fukunaga, Kokubun, Taniguchi, Sakamoto, Inouye, Bunda, Ihara, Nishihara, Tsutsui.

No. 3162 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

Introduced by: Senators English, Chun Oakland, Tsutsui, Fukunaga, Baker, Kanno, Inouye, Kim, Hanabusa, Ige, Hooser, Sakamoto, Espero, Nishihara, Bunda.

No. 3163 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

Introduced by: Senators English, Tsutsui, Espero, Fukunaga, Inouye, Baker, Chun Oakland, Hooser, Sakamoto, Kim, Nishihara, Hogue, Slom, Menor, Hanabusa, Ige, Kanno, Ihara, Bunda.

No. 3164 "A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT."

Introduced by: Senators English, Inouye, Hanabusa, Fukunaga, Kokubun, Nishihara, Ihara, Chun Oakland, Ige, Kanno.

No. 3165 "A BILL FOR AN ACT RELATING TO THE PETROLEUM INDUSTRY."

Introduced by: Senators English, Baker, Nishihara, Chun Oakland, Espero, Hooser, Sakamoto, Inouye, Ige, Kokubun, Ihara, Kanno, Hanabusa.

No. 3166 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF REVENUE BONDS FOR ENERGY USE IN STATE FACILITIES."

Introduced by: Senators English, Tsutsui, Chun Oakland, Fukunaga, Nishihara, Hooser, Inouye, Espero, Baker, Kokubun, Kim, Hanabusa, Sakamoto, Ige, Kanno, Taniguchi, Hee, Ihara, Bunda, Hogue, Menor.

No. 3167 "A BILL FOR AN ACT RELATING TO STREET LIGHTING."

Introduced by: Senators English, Inouye, Espero, Kokubun, Nishihara, Kim, Taniguchi, Hanabusa, Hooser, Ige, Fukunaga, Hogue, Kanno, Ihara, Menor, Hee, Bunda, Baker.

No. 3168 "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF REAL PROPERTY."

Introduced by: Senators English, Tsutsui, Inouye, Chun Oakland, Fukunaga, Baker, Nishihara, Menor, Bunda, Hooser, Ihara, Kim, Hanabusa, Ige, Sakamoto, Hogue, Kanno, Hee.

No. 3169 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON THE ISLAND OF OAHU."

Introduced by: Senators English, Tsutsui, Chun Oakland, Inouye, Kokubun, Nishihara, Kim, Taniguchi, Hanabusa, Hooser, Sakamoto, Hee, Ige, Bunda, Espero, Fukunaga, Hogue, Baker, Kanno, Ihara, Menor.

No. 3170 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

Introduced by: Senators English, Tsutsui, Inouye, Chun Oakland, Fukunaga, Nishihara, Hooser, Ihara, Baker, Kokubun, Kim, Hanabusa, Sakamoto, Hee, Ige, Bunda, Espero, Kanno, Menor.

No. 3171 "A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING DISTRICT COOLING SYSTEMS."

Introduced by: Senators English, Tsutsui, Chun Oakland, Fukunaga, Nishihara, Hooser, Inouye, Baker, Kokubun, Kim, Hanabusa, Sakamoto, Ige, Ihara, Taniguchi, Hee, Bunda, Espero, Hogue, Kanno, Menor.

No. 3172 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."

Introduced by: Senators English, Chun Oakland, Nishihara, Baker, Hanabusa, Menor, Inouye, Kanno, Hooser, Ihara, Kokubun, Sakamoto, Bunda.

No. 3173 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senators English, Chun Oakland, Baker, Hooser, Nishihara, Hanabusa, Inouye, Kokubun, Kanno, Sakamoto, Espero, Ihara, Bunda.

No. 3174 "A BILL FOR AN ACT RELATING TO VEHICLES."

Introduced by: Senators English, Tsutsui, Baker, Slom, Chun Oakland, Hooser, Sakamoto, Espero, Trimble, Inouye, Fukunaga, Kim, Hanabusa, Ige, Kanno, Ihara, Nishihara, Bunda, Menor.

No. 3175 "A BILL FOR AN ACT RELATING TO AN ENVIRONMENTAL COURT."

Introduced by: Senators English, Tsutsui, Baker, Hanabusa, Chun Oakland, Hooser, Nishihara, Kokubun, Kim, Ige, Kanno, Sakamoto, Inouye, Ihara, Menor, Bunda.

No. 3176 "A BILL FOR AN ACT RELATING TO BURIAL SITES."

Introduced by: Senators English, Chun Oakland, Hee, Menor, Espero, Kanno, Baker, Inouye, Kokubun.

No. 3177 "A BILL FOR AN ACT RELATING TO CLEAN FUEL."

Introduced by: Senators English, Chun Oakland, Inouye, Hanabusa, Ige, Baker, Espero, Trimble, Nishihara, Ihara, Menor, Fukunaga, Tsutsui, Kokubun.

No. 3178 "A BILL FOR AN ACT RELATING TO LIABILITY."

Introduced by: Senators English, Sakamoto, Nishihara, Chun Oakland, Baker, Slom, Hanabusa, Menor, Espero, Inouye, Hooser, Kokubun, Ige, Bunda.

No. 3179 "A BILL FOR AN ACT RELATING TO FERTILIZER."

Introduced by: Senators English, Nishihara, Chun Oakland, Hanabusa, Ige, Kanno, Hooser, Sakamoto, Ihara, Menor, Espero.

No. 3180 "A BILL FOR AN ACT RELATING TO THE COUNTIES."

Introduced by: Senators English, Hooser, Tsutsui, Baker, Chun Oakland, Sakamoto, Espero, Nishihara, Hanabusa, Inouye, Ihara, Menor, Fukunaga, Kokubun.

No. 3181 "A BILL FOR AN ACT RELATING TO SOLID WASTE."

Introduced by: Senators English, Baker, Nishihara, Chun Oakland, Menor, Hanabusa, Fukunaga, Inouye, Tsutsui, Espero, Kokubun, Kanno, Hooser, Sakamoto, Ihara.

No. 3182 "A BILL FOR AN ACT RELATING TO GASOLINE."

Introduced by: Senators English, Nishihara, Chun Oakland, Baker, Hanabusa, Fukunaga, Inouye, Hogue, Kokubun, Ige, Kanno, Hooser, Ihara, Menor, Espero.

No. 3183 "A BILL FOR AN ACT RELATING TO VEHICULAR EMISSIONS."

Introduced by: Senators English, Chun Oakland, Baker, Espero, Hanabusa, Nishihara, Inouye, Ihara, Menor, Hee, Kanno, Kokubun, Ige.

No. 3184 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."

Introduced by: Senators English, Chun Oakland, Menor, Baker, Inouye, Kokubun.

No. 3185 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Senators English, Chun Oakland, Ige, Hee, Kanno, Baker, Inouye, Kokubun.

No. 3186 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Senators English, Tsutsui, Fukunaga, Baker, Chun Oakland, Menor, Kim, Trimble, Ihara, Espero, Hanabusa, Ige, Kanno, Hooser, Sakamoto, Kokubun, Nishihara, Bunda.

No. 3187 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR ENERGY EFFICIENCY IN STATE FACILITIES."

Introduced by: Senators English, Tsutsui, Inouye, Hooser, Baker, Chun Oakland, Sakamoto, Kim, Menor, Nishihara, Hogue, Fukunaga, Kokubun, Ihara, Kanno, Hanabusa, Bunda, Ige.

No. 3188 "A BILL FOR AN ACT RELATING TO ENERGY MARKET COMPETITION AND CONSUMERS."

Introduced by: Senators English, Tsutsui, Baker, Hooser, Trimble, Kokubun, Chun Oakland, Sakamoto, Espero, Nishihara, Inouye, Ihara, Menor, Fukunaga.

No. 3189 "A BILL FOR AN ACT RELATING TO SOLID WASTE MANAGEMENT."

Introduced by: Senators English, by request, Inouye.

No. 3190 "A BILL FOR AN ACT RELATING TO NOISE POLLUTION."

Introduced by: Senator English, by request.

No. 3191 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN."

Introduced by: Senators English, Hanabusa, Chun Oakland, Baker, Fukunaga, Kokubun, Nishihara, Espero, Inouye, Ige, Kanno.

No. 3192 "A BILL FOR AN ACT RELATING TO SISTER STATE AND PROVINCE RELATIONSHIPS."

Introduced by: Senators English, Chun Oakland, Hooser, Trimble, Tsutsui, Inouye, Baker, Slom, Hanabusa, Ige, Kanno, Sakamoto, Fukunaga, Kokubun, Nishihara, Ihara, Menor.

No. 3193 "A BILL FOR AN ACT RELATING TO DECABROMODIPHENYLETHER."

Introduced by: Senators English, Baker, Hanabusa, Fukunaga, Kokubun, Nishihara, Ihara, Inouye, Chun Oakland, Menor.

No. 3194 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Hooser, Tsutsui, Nishihara, English, Chun Oakland, Kokubun, Taniguchi, Espero.

No. 3195 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EDUCATION."

Introduced by: Senators Sakamoto, Hooser, Tsutsui, English, Nishihara, Chun Oakland, Baker, Hanabusa, Ihara, Taniguchi, Kim, Hogue, Kokubun, Espero, Menor, Ige.

No. 3196 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR EDUCATIONAL FACILITIES."

Introduced by: Senators Sakamoto, Hooser, Tsutsui, English, Kim, Nishihara, Chun Oakland, Fukunaga, Baker, Ige, Hogue, Hanabusa, Kokubun.

No. 3197 "A BILL FOR AN ACT RELATING TO SUBSTITUTE TEACHERS."

Introduced by: Senators Sakamoto, Nishihara, Fukunaga, Tsutsui, Chun Oakland, English, Hooser, Espero, Kim, Ihara, Hanabusa.

No. 3198 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Senators Sakamoto, Chun Oakland, English, Nishihara, Espero, Baker, Kim.

No. 3199 "A BILL FOR AN ACT RELATING TO GENERAL ASSISTANCE."

Introduced by: Senator Chun Oakland.

No. 3200 "A BILL FOR AN ACT RELATING TO CHILD PROTECTION."

Introduced by: Senator Chun Oakland.

No. 3201 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DENTAL HEALTH."

Introduced by: Senator Chun Oakland.

No. 3202 "A BILL FOR AN ACT RELATING TO DENTAL CARE."

Introduced by: Senators Chun Oakland, Hooser, Hanabusa, Espero, Nishihara, Tsutsui, English, Ige.

No. 3203 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTEENTH SENATORIAL DISTRICT."

Introduced by: Senator Chun Oakland.

No. 3204 "A BILL FOR AN ACT RELATING TO VIOLENT VIDEO GAMES."

Introduced by: Senator Chun Oakland.

No. 3205 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Senator Chun Oakland.

No. 3206 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Senators Chun Oakland, Fukunaga, Baker, Espero, Ihara, Hooser.

No. 3207 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT TO THE OPEN DOOR ACADEMY."

Introduced by: Senator Chun Oakland.

No. 3208 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."

Introduced by: Senator Chun Oakland.

No. 3209 "A BILL FOR AN ACT RELATING TO HEALTH CARE."

Introduced by: Senators Chun Oakland, Baker, Ihara, Hooser.

No. 3210 "A BILL FOR AN ACT RELATING TO HEALTHCARE."

Introduced by: Senators Chun Oakland, Fukunaga, Espero, Ihara, Hooser.

No. 3211 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Senators Chun Oakland, Hanabusa, Ihara, Fukunaga, Kanno.

No. 3212 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senators Chun Oakland, Hogue, Nishihara, Kanno, Ihara.

No. 3213 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Senator Chun Oakland.

No. 3214 "A BILL FOR AN ACT RELATING TO OFFICE OF THE LEGISLATIVE ANALYST."

Introduced by: Senators Chun Oakland, Ige, Ihara, Fukunaga, Nishihara, Kanno, Sakamoto, Baker.

No. 3215 "A BILL FOR AN ACT RELATING TO CHILDREN."

Introduced by: Senators Chun Oakland, Kanno, Hanabusa, Ihara, Fukunaga, Nishihara, Sakamoto, Baker.

No. 3216 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators Chun Oakland, Ihara, Hooser.

No. 3217 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SHERIFF DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY."

Introduced by: Senators Hanabusa, Chun Oakland, Hogue, Ihara, Hooser, Baker.

No. 3218 "A BILL FOR AN ACT RELATING TO PLACEMENT OF HARMED CHILDREN."

Introduced by: Senators Chun Oakland, Fukunaga, Slom, Hogue, Ihara, Baker.

No. 3219 "A BILL FOR AN ACT RELATING TO COMMUNITY PLACEMENT."

Introduced by: Senators Chun Oakland, Baker, Fukunaga, Espero, Trimble, Hogue, Ihara, Hooser.

No. 3220 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Chun Oakland, Fukunaga, Espero, Hogue, Ihara, Hooser.

No. 3221 "A BILL FOR AN ACT RELATING TO QUEST."

Introduced by: Senators Chun Oakland, Fukunaga, Baker, Espero, Ihara, Hooser.

No. 3222 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RENOVATION OF THE FACADES OF SEVERAL PROPERTIES IN CHINATOWN."

Introduced by: Senators Chun Oakland, English, Ihara, Hooser.

No. 3223 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."

Introduced by: Senators Chun Oakland, Ihara, Hooser, Baker.

No. 3224 "A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION."

Introduced by: Senators Chun Oakland, Baker, Fukunaga, Espero, Hooser.

No. 3225 "A BILL FOR AN ACT RELATING TO SPECIAL EDUCATION."

Introduced by: Senators Chun Oakland, Trimble, Hogue, Ihara, Fukunaga, Nishihara, Kanno, Sakamoto.

No. 3226 "A BILL FOR AN ACT RELATING TO SPECIAL EDUCATION."

Introduced by: Senators Chun Oakland, Trimble, Hogue, Fukunaga, Nishihara, Kanno, Ihara, Sakamoto.

No. 3227 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."

Introduced by: Senators Chun Oakland, Ihara, Fukunaga, Kanno, Baker.

No. 3228 "A BILL FOR AN ACT RELATING TO DISPOSITION OF CONVEYANCE TAX."

Introduced by: Senators Chun Oakland, Ihara, Fukunaga, Nishihara, Kanno.

No. 3229 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CHORE SERVICE PROGRAMS."

Introduced by: Senators Chun Oakland, Hanabusa, Ihara, Fukunaga, Nishihara, Kanno, Taniguchi, Sakamoto, Baker.

No. 3230 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A HEALTH CARE PILOT PROJECT."

Introduced by: Senators Chun Oakland, Hanabusa, Ihara, Fukunaga, Kanno, Sakamoto, Baker.

No. 3231 "A BILL FOR AN ACT RELATING TO PROFESSIONAL LICENSURE."

Introduced by: Senator Chun Oakland.

No. 3232 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Chun Oakland.

No. 3233 "A BILL FOR AN ACT RELATING TO PARENTING PLANS."

Introduced by: Senators Chun Oakland, Ihara.

No. 3234 "A BILL FOR AN ACT RELATING TO FAMILY COURT."

Introduced by: Senators Chun Oakland, Fukunaga, Ihara, Hooser, Baker.

No. 3235 "A BILL FOR AN ACT RELATING TO FAMILY COURT."

Introduced by: Senators Chun Oakland, Fukunaga, Ihara, Hooser, Baker.

No. 3236 "A BILL FOR AN ACT RELATING TO FAMILY COURT."

Introduced by: Senators Chun Oakland, Slom, Ige, Espero, Ihara.

No. 3237 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR NA KEIKI LAW CENTER."

Introduced by: Senators Chun Oakland, Fukunaga, Baker, Hogue, Ihara, Hooser.

No. 3238 "A BILL FOR AN ACT RELATING TO MARRIAGE."

Introduced by: Senators Chun Oakland, Ihara.

No. 3239 "A BILL FOR AN ACT RELATING TO FAMILY COURT."

Introduced by: Senators Chun Oakland, Ihara, Fukunaga, Nishihara, Kanno.

No. 3240 "A BILL FOR AN ACT RELATING TO FAMILY COURT."

Introduced by: Senators Chun Oakland, Ihara.

No. 3241 "A BILL FOR AN ACT RELATING TO FAMILY COURT."

Introduced by: Senator Chun Oakland.

No. 3242 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN ENGINEERING ASSESSMENT OF LONG-TERM CARE FACILITIES."

Introduced by: Senators Chun Oakland, Trimble, Hogue, Hanabusa.

No. 3243 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE."

Introduced by: Senators Chun Oakland, Slom, Ige, Tsutsui, English, Hogue, Espero.

No. 3244 "A BILL FOR AN ACT RELATING TO ADULT FOSTER CARE HOMES."

Introduced by: Senators Chun Oakland, Nishihara, Slom, Tsutsui, English, Hogue, Espero.

No. 3245 "A BILL FOR AN ACT RELATING TO ADULT RESIDENTIAL CARE HOMES."

Introduced by: Senators Chun Oakland, Baker, Kanno, Espero, Fukunaga, Ige, English, Hogue.

No. 3246 "A BILL FOR AN ACT RELATING TO ADULT RESIDENTIAL CARE HOMES."

Introduced by: Senators Chun Oakland, Nishihara, Kanno, Sakamoto, Ihara, Fukunaga, Taniguchi, Baker.

No. 3247 "A BILL FOR AN ACT RELATING TO CARE HOMES."

Introduced by: Senators Chun Oakland, Kanno, Fukunaga, Baker, Espero, English, Ige.

No. 3248 "A BILL FOR AN ACT RELATING TO CARE HOMES."

Introduced by: Senators Chun Oakland, Baker, Hooser, Fukunaga, Espero, Ihara.

No. 3249 "A BILL FOR AN ACT RELATING TO ADULT RESIDENTIAL CARE HOMES."

Introduced by: Senators Chun Oakland, Hanabusa, Nishihara, Espero, Slom, Tsutsui, English, Hogue.

No. 3250 "A BILL FOR AN ACT RELATING TO ADULT RESIDENTIAL CARE HOMES."

Introduced by: Senators Chun Oakland, Espero, Slom, Tsutsui, English, Hogue.

No. 3251 "A BILL FOR AN ACT RELATING TO COMMUNITY CARE FOSTER FAMILY HOMES."

Introduced by: Senators Chun Oakland, Hogue, Ihara, Fukunaga, Nishihara, Kanno, Taniguchi, Sakamoto.

No. 3252 "A BILL FOR AN ACT RELATING TO CAREGIVING."

Introduced by: Senators Chun Oakland, Baker, Ihara, Hogue, English, Espero, Hooser.

No. 3253 "A BILL FOR AN ACT RELATING TO CAREGIVING."

Introduced by: Senators Chun Oakland, Ihara, Hooser, Baker.

No. 3254 "A BILL FOR AN ACT RELATING TO HOME AND COMMUNITY-BASED SERVICES."

Introduced by: Senators Chun Oakland, Hemmings, Kanno, Trimble, Fukunaga, Espero, Baker, Kim, Hanabusa, English, Hooser, Slom, Ihara.

No. 3255 "A BILL FOR AN ACT RELATING TO ELDERLY CARE."

Introduced by: Senator Chun Oakland.

No. 3256 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SCHOOL CUSTODIAL TRAINING."

Introduced by: Senators Baker, Chun Oakland, Sakamoto, Hooser, Kokubun.

No. 3257 "A BILL FOR AN ACT RELATING TO HEALTH CARE."

Introduced by: Senators Baker, Ihara, Chun Oakland, Fukunaga, Kokubun.

No. 3258 "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."

Introduced by: Senators Baker, Chun Oakland, English, Kanno, Hooser, Ihara, Fukunaga, Tsutsui, Kokubun.

No. 3259 "A BILL FOR AN ACT RELATING TO THE HAWAII CHILDREN'S HEALTH CARE PROGRAM."

Introduced by: Senators Baker, Kanno, Chun Oakland, Tsutsui, Hooser, Ihara, Hanabusa, Fukunaga, Bunda, Kokubun, Taniguchi.

No. 3260 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Baker, Chun Oakland, Fukunaga, Ihara, Bunda, Hanabusa.

No. 3261 "A BILL FOR AN ACT RELATING TO DENTAL SPECIALISTS."

Introduced by: Senators Baker, Chun Oakland, Hanabusa, Menor, Ihara.

No. 3262 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators Baker, Chun Oakland, Fukunaga, Kanno, Inouye, Hanabusa, Ihara, Ige, Bunda, Kokubun.

No. 3263 "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS."

Introduced by: Senators Baker, Fukunaga.

No. 3264 "A BILL FOR AN ACT RELATING TO THE AHIHI-KINAU NATURAL AREA RESERVE MANAGEMENT PLAN."

Introduced by: Senators Baker, English, Tsutsui, Hooser, Fukunaga, Nishihara, Kokubun.

No. 3265 "A BILL FOR AN ACT RELATING TO LIMITATION OF ACTIONS."

Introduced by: Senators Baker, Chun Oakland, Fukunaga, Nishihara, Kim, Hanabusa.

No. 3266 "A BILL FOR AN ACT RELATING TO TOBACCO."

Introduced by: Senator Baker.

No. 3267 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DOMESTIC VIOLENCE CLEARINGHOUSE AND LEGAL HOTLINE."

Introduced by: Senators Baker, Chun Oakland, Inouye, Hanabusa, Fukunaga, Nishihara, Kim.

No. 3268 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HURRICANE PREPAREDNESS."

Introduced by: Senators Baker, Chun Oakland, Tsutsui, Ige, Ihara, Bunda, Hanabusa, Fukunaga.

No. 3269 "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH."

Introduced by: Senators Baker, Chun Oakland, Fukunaga, Ihara.

No. 3270 "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH."

Introduced by: Senators Baker, Chun Oakland, Fukunaga, Ihara, Tsutsui, Hanabusa.

No. 3271 "A BILL FOR AN ACT RELATING TO FEDERALLY QUALIFIED HEALTH CENTERS."

Introduced by: Senators Baker, Chun Oakland, Fukunaga, Ihara, Tsutsui, Hanabusa.

No. 3272 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE REIMBURSEMENT TO THE COUNTIES FOR THE ISSUANCE OF PARKING PLACARDS TO PERSONS WITH DISABILITIES."

Introduced by: Senators Baker, Chun Oakland, Tsutsui, English, Ihara, Hanabusa.

No. 3273 "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE."

Introduced by: Senators Baker, Chun Oakland, Fukunaga, Ihara, Ige, Bunda, Hanabusa.

No. 3274 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE REFUNDABLE CAREGIVER TAX CREDIT."

Introduced by: Senators Baker, Tsutsui, Fukunaga, Chun Oakland, Ihara, Hanabusa, Ige, Taniguchi.

No. 3275 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUBSTANCE ABUSE ASSESSMENTS FOR UNINSURED STUDENTS."

Introduced by: Senators Baker, Fukunaga, Ihara, Tsutsui, Ige, Chun Oakland, Bunda, Hanabusa.

No. 3276 "A BILL FOR AN ACT RELATING TO AMBULANCE SERVICES."

Introduced by: Senators Baker, Nishihara, Taniguchi.

No. 3277 "A BILL FOR AN ACT RELATING TO NURSE AIDES."

Introduced by: Senators Baker, Chun Oakland, Tsutsui, Menor.

No. 3278 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senators Baker, Chun Oakland, English, Tsutsui, Fukunaga, Ige, Hooser, Ihara, Bunda, Menor.

No. 3279 "A BILL FOR AN ACT RELATING TO MEDICAL LIABILITY."

Introduced by: Senators Baker, Tsutsui, Fukunaga, Whalen, Kokubun, Inouye, Hanabusa, Menor, Bunda, Ige, Ihara, Chun Oakland.

No. 3280 "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES."

Introduced by: Senators Baker, Chun Oakland, Tsutsui, Ige, Ihara, Hanabusa, Fukunaga, Menor.

No. 3281 "A BILL FOR AN ACT RELATING TO HIV/AIDS."

Introduced by: Senators Baker, Chun Oakland.

No. 3282 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senator Baker.

No. 3283 "A BILL FOR AN ACT RELATING TO HEALTH CARE."

Introduced by: Senator Baker.

ADJOURNMENT

At 6:00 o'clock p.m., the Senate adjourned until 11:30 o'clock a.m., Friday, January 27, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

SIXTH DAY

Friday, January 27, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:37 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend John Heidel, President, Interfaith Alliance of Hawaii, after which the Roll was called showing all Senators present with the exception of Senators Fukunaga, Ihara, Sakamoto and Taniguchi who were excused.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 203 to 207) were read by the Clerk and were placed on file:

Gov. Msg. No. 203, dated January 19, 2006, transmitting a Corrected Report on Transfers of Operating Funds Between Programs, pursuant to Act 178, Section 134, SLH 2005.

Gov. Msg. No. 204, dated January 20, 2006, transmitting the Department of Agriculture's Transfer of Revolving Fund Monies Annual Report for Calendar Year Ending December 31, 2005, pursuant to Sections 155-14 and 219-4, HRS.

Gov. Msg. No. 205, dated January 23, 2006, transmitting a report prepared by the Department of Human Services, pursuant to Act 178, Section 162, SLH 2005 for the 2nd Quarter of FY 06, on transfer of funds between program IDs and cost elements for the previous twelve months.

Gov. Msg. No. 206, dated January 23, 2006, transmitting a report prepared by the Department of Human Services, pursuant to Act 178, Section 159, SLH 2005 for the 2nd Quarter of FY 06, on position vacancies of over one year.

Gov. Msg. No. 207, dated January 23, 2006, transmitting the Department of Business, Economic Development and Tourism's 2006 Report on Goals and Objectives, pursuant to Act 100, SLH 1999.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 10 to 13) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 10 "SENATE CONCURRENT RESOLUTION SUPPORTING THE PRESERVATION OF JAPANESE SHRINES AND TEMPLES IN HAWAII."

Offered by: Senators Inouye, Espero, Chun Oakland, English, Baker, Kanno.

No. 11 "SENATE CONCURRENT RESOLUTION SUPPORTING, AND REQUESTING ADDITIONAL FINANCIAL SUPPORT OF, HISTORIC PRESERVATION."

Offered by: Senators Inouye, Chun Oakland, English, Baker, Kanno, Espero.

No. 12 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF DEFENSE TO

PRESENT A HOMELAND SECURITY PLAN TO THE LEGISLATURE."

Offered by: Senator Bunda.

No. 13 "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A WORK-FAMILY TASK FORCE TO REVIEW HAWAII'S WORK-FAMILY LAWS AND POLICIES, AND REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY OTHER STATES' LAWS AND PRACTICES THAT PROMOTE GOOD WORK-FAMILY POLICY."

Offered by: Senators Chun Oakland, Fukunaga, Trimble, Ihara, Hooser, Baker.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 2 to 4) were read by the Clerk and were deferred:

Senate Resolution

No. 2 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF DEFENSE TO PRESENT A HOMELAND SECURITY PLAN TO THE LEGISLATURE."

Offered by: Senator Bunda.

No. 3 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND COUNTY OF HONOLULU DEPARTMENT OF TRANSPORTATION SERVICES TO CONDUCT A ROAD SIGN AUDIT WITH THE PRIVATE SECTOR."

Offered by: Senators Hemmings, Hogue, Slom, Chun Oakland, Kim, Baker, Trimble, Espero.

No. 4 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONSTRUCT A LUNALILO STREET FLY-OVER RAMP."

Offered by: Senators Hemmings, Slom, Trimble.

ORDER OF THE DAY

FIRST READING

On motion by Senator Hee, seconded by Senator Hogue and carried unanimously, the following bills passed First Reading by title and were deferred:

Senate Bill

No. 2658 "A BILL FOR AN ACT RELATING TO MEDICAL LIABILITY."

No. 2659 "A BILL FOR AN ACT RELATING TO HEALTH."

No. 2660 "A BILL FOR AN ACT RELATING TO EDUCATION."

No. 2661 "A BILL FOR AN ACT RELATING TO THE LEGISLATURE."

No. 2662 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

- No. 2663 "A BILL FOR AN ACT RELATING TO HIGHWAYS."
- No. 2664 "A BILL FOR AN ACT RELATING TO DRIVER'S LICENSING."
- No. 2665 "A BILL FOR AN ACT RELATING TO FIRE PROTECTION."
- No. 2666 "A BILL FOR AN ACT RELATING TO FIREWORKS."
- No. 2667 "A BILL FOR AN ACT RELATING TO FIREWORKS."
- No. 2668 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."
- No. 2669 "A BILL FOR AN ACT RELATING TO PROTECTION OF CAVES."
- No. 2670 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."
- No. 2671 "A BILL FOR AN ACT RELATING TO LICENSING FOR CONSULTANTS."
- No. 2672 "A BILL FOR AN ACT RELATING TO CULTURAL AND HISTORIC SITES."
- No. 2673 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."
- No. 2674 "A BILL FOR AN ACT RELATING TO PUBLIC WORKS CONTRACTS."
- No. 2675 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION TAX CREDIT."
- No. 2676 "A BILL FOR AN ACT RELATING TO HEALTH CARE."
- No. 2677 "A BILL FOR AN ACT RELATING TO THE REGULATION OF TATTOOS, PIERCINGS, BRANDS, MUTILATION, IMPLANTS, AND SCARIFICATIONS."
- No. 2678 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."
- No. 2679 "A BILL FOR AN ACT RELATING TO HAZARDOUS WASTE."
- No. 2680 "A BILL FOR AN ACT RELATING TO SOLID WASTE."
- No. 2681 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES."
- No. 2682 "A BILL FOR AN ACT RELATING TO INFECTIOUS DISEASE."
- No. 2683 "A BILL FOR AN ACT RELATING TO COURT-ORDERED MENTAL EXAMINATIONS."
- No. 2684 "A BILL FOR AN ACT RELATING TO RETIREMENT BENEFITS FOR REGISTERED PROFESSIONAL NURSES."
- No. 2685 "A BILL FOR AN ACT RELATING TO THE INVOLUNTARY TERMINATION OF PARENTAL RIGHTS OF KANAKA MAOLI."
- No. 2686 "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS."
- No. 2687 "A BILL FOR AN ACT RELATING TO CRIMINAL TRESPASS."
- No. 2688 "A BILL FOR AN ACT RELATING TO CORRECTIONS."
- No. 2689 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- No. 2690 "A BILL FOR AN ACT RELATING TO DISPOSITION OF CONVEYANCE TAX."
- No. 2691 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION LAW."
- No. 2692 "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE."
- No. 2693 "A BILL FOR AN ACT RELATING TO REAL PROPERTY TRANSACTIONS."
- No. 2694 "A BILL FOR AN ACT RELATING TO EXCISE TAX ON HEALTH CARE."
- No. 2695 "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS."
- No. 2696 "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS."
- No. 2697 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE EMERGENCY AND BUDGET RESERVE FUND."
- No. 2698 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF PUBLIC SAFETY FOR THE GATE MONEY PROGRAM."
- No. 2699 "A BILL FOR AN ACT RELATING TO THE CONVEYANCE TAX."
- No. 2700 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."
- No. 2701 "A BILL FOR AN ACT RELATING TO AFFORDABLE RENTAL HOUSING DEVELOPMENT."
- No. 2702 "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES."
- No. 2703 "A BILL FOR AN ACT RELATING TO THE TEACHER CADET PROGRAM."
- No. 2704 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 2705 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 2706 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 2707 "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS."

- No. 2708 "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES."
- No. 2709 "A BILL FOR AN ACT RELATING TO STATE PLANNING."
- No. 2710 "A BILL FOR AN ACT RELATING TO RECYCLING."
- No. 2711 "A BILL FOR AN ACT RELATING TO INCOME TAX."
- No. 2712 "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PROCEDURE."
- No. 2713 "A BILL FOR AN ACT RELATING TO ELDERLY IDENTIFICATION."
- No. 2714 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- No. 2715 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- No. 2716 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE FILIPINO COMMUNITY CENTER."
- No. 2717 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO LEEWARD COMMUNITY COLLEGE FOR THE PHILIPPINE STUDIES CERTIFICATE PROGRAM."
- No. 2718 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 2719 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 2720 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 2721 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 2722 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OFFICE OF SCHOOL REDESIGN."
- No. 2723 "A BILL FOR AN ACT RELATING TO FORENSIC EXAMINERS."
- No. 2724 "A BILL FOR AN ACT RELATING TO CHILDREN."
- No. 2725 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HEALTHY START."
- No. 2726 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DEVELOPMENTAL DISABILITIES."
- No. 2727 "A BILL FOR AN ACT RELATING TO NEUROTRAUMA."
- No. 2728 "A BILL FOR AN ACT RELATING TO SMOKING."
- No. 2729 "A BILL FOR AN ACT RELATING TO DENTISTS."
- No. 2730 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE COMMISSION ON THE STATUS OF WOMEN."
- No. 2731 "A BILL FOR AN ACT RELATING TO HAZARDOUS SUBSTANCES."
- No. 2732 "A BILL FOR AN ACT RELATING TO THE BLIND PERSONS' AND LITERACY RIGHTS AND EDUCATION ACT."
- No. 2733 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 2734 "A BILL FOR AN ACT RELATING TO FOOD PREPARATION."
- No. 2735 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN."
- No. 2736 "A BILL FOR AN ACT RELATING TO VEHICLES."
- No. 2737 "A BILL FOR AN ACT RELATING TO MARINE INVERTEBRATES."
- No. 2738 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS TO SUPPLEMENT ANY SHORTFALL TO ACQUIRE LAND TO EXPAND KAHUKU HIGH AND INTERMEDIATE SCHOOL."
- No. 2739 "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT."
- No. 2740 "A BILL FOR AN ACT RELATING TO THE ECONOMIC VALUE OF ENTERTAINMENT CELEBRITY IDENTITIES."
- No. 2741 "A BILL FOR AN ACT RELATING TO ARTIST RECORDING CONTRACTS."
- No. 2742 "A BILL FOR AN ACT RELATING TO INCOME TAXATION."
- No. 2743 "A BILL FOR AN ACT RELATING TO TAX APPEALS."
- No. 2744 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
- No. 2745 "A BILL FOR AN ACT RELATING TO ADVERTISING."
- No. 2746 "A BILL FOR AN ACT RELATING TO OUTDOOR ADVERTISING."
- No. 2747 "A BILL FOR AN ACT RELATING TO POLICE OFFICERS."
- No. 2748 "A BILL FOR AN ACT RELATING TO CORRECTIONS OFFICERS."
- No. 2749 "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS."
- No. 2750 "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS."

- No. 2751 "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS."
- No. 2752 "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS."
- No. 2753 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OPERATION AND MAINTENANCE OF THE EAST KAUAI IRRIGATION SYSTEM."
- No. 2754 "A BILL FOR AN ACT RELATING TO AGRICULTURAL PRODUCT MARKET DEVELOPMENT."
- No. 2755 "A BILL FOR AN ACT RELATING TO CREDIT CARDS."
- No. 2756 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 2757 "A BILL FOR AN ACT RELATING TO TAX CREDITS."
- No. 2758 "A BILL FOR AN ACT RELATING TO STATE HIGHWAY FUND."
- No. 2759 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 2760 "A BILL FOR AN ACT RELATING TO PROPERTY LEFT IN A DANGEROUS CONDITION."
- No. 2761 "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT."
- No. 2762 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."
- No. 2763 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."
- No. 2764 "A BILL FOR AN ACT RELATING TO TRAUMA CARE."
- No. 2765 "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE TREATMENT."
- No. 2766 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIFTH SENATORIAL DISTRICT."
- No. 2767 "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST THE PERSON."
- No. 2768 "A BILL FOR AN ACT RELATING TO AVIATION FUEL TAX."
- No. 2769 "A BILL FOR AN ACT RELATING TO CABLE."
- No. 2770 "A BILL FOR AN ACT RELATING TO SCIENCE AND TECHNOLOGY."
- No. 2771 "A BILL FOR AN ACT RELATING TO STREAMLINED SALES AND USE TAX."
- No. 2772 "A BILL FOR AN ACT RELATING TO IDENTITY THEFT."
- No. 2773 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 2774 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 2775 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 2776 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 2777 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 2778 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES."
- No. 2779 "A BILL FOR AN ACT RELATING TO HIGHWAYS."
- No. 2780 "A BILL FOR AN ACT RELATING TO HARBORS."
- No. 2781 "A BILL FOR AN ACT RELATING TO AIRPORTS."
- No. 2782 "A BILL FOR AN ACT RELATING TO TRAUMA CARE."
- No. 2783 "A BILL FOR AN ACT RELATING TO THE CHILD WELFARE SYSTEM."
- No. 2784 "A BILL FOR AN ACT RELATING TO YOUTH SERVICES."
- No. 2785 "A BILL FOR AN ACT RELATING TO THE HONOLULU SYMPHONY."
- No. 2786 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."
- No. 2787 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."
- No. 2788 "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT."
- No. 2789 "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT."
- No. 2790 "A BILL FOR AN ACT RELATING TO CAVE PROTECTION."
- No. 2791 "A BILL FOR AN ACT RELATING TO CONTRACTORS."
- No. 2792 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE EIGHTEENTH SENATORIAL DISTRICT."
- No. 2793 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 2794 "A BILL FOR AN ACT RELATING TO TAX CREDITS."
- No. 2795 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 2796 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SURVEY AND ENGINEERING

DESIGN FEES FOR THE DEVELOPMENT OF AN INDUSTRIAL PARK AT MANA, HILO, HAWAII.”

No. 2797 “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII STATE CONSTITUTION RELATING TO JUDGES.”

No. 2798 “A BILL FOR AN ACT RELATING TO FIRE PROTECTION.”

No. 2799 “A BILL FOR AN ACT RELATING TO FIREWORKS.”

No. 2800 “A BILL FOR AN ACT RELATING TO HAWAII’S FISHING INDUSTRY.”

No. 2801 “A BILL FOR AN ACT RELATING TO PARKING FOR DISABLED PERSONS.”

No. 2802 “A BILL FOR AN ACT RELATING TO DRIVER LICENSING.”

No. 2803 “A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURES.”

No. 2804 “A BILL FOR AN ACT RELATING TO SOCIAL RECIPROCITY.”

No. 2805 “A BILL FOR AN ACT RELATING TO HEALTH.”

No. 2806 “A BILL FOR AN ACT RELATING TO LEGISLATIVE PROCEEDINGS ON THE INTERNET.”

No. 2807 “A BILL FOR AN ACT RELATING TO DISASTER PLANNING.”

No. 2808 “A BILL FOR AN ACT RELATING TO PUBLIC HEALTH.”

No. 2809 “A BILL FOR AN ACT RELATING TO CONTRACTORS.”

No. 2810 “A BILL FOR AN ACT RELATING TO LAND USE.”

No. 2811 “A BILL FOR AN ACT RELATING TO INFORMATION SECURITY.”

No. 2812 “A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM.”

No. 2813 “A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND.”

No. 2814 “A BILL FOR AN ACT RELATING TO TAXATION.”

No. 2815 “A BILL FOR AN ACT RELATING TO ENVIRONMENTAL ASSESSMENT.”

No. 2816 “A BILL FOR AN ACT RELATING TO CABLE.”

No. 2817 “A BILL FOR AN ACT RELATING TO SCHOOL BUSES.”

No. 2818 “A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR A REGIONAL BIO-CONTAINMENT LABORATORY FACILITY.”

No. 2819 “A BILL FOR AN ACT RELATING TO GUARD SERVICES.”

No. 2820 “A BILL FOR AN ACT RELATING TO EDUCATION.”

No. 2821 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LIBRARIAN POSITIONS AT WAIALUA LIBRARY AND KAHUKU PUBLIC SCHOOL LIBRARY.”

No. 2822 “A BILL FOR AN ACT RELATING TO LAND USE.”

No. 2823 “A BILL FOR AN ACT RELATING TO LAND USE.”

No. 2824 “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST IN CONSTRUCTING AND MAKING IMPROVEMENTS TO THE AGRICULTURAL IRRIGATION SYSTEMS ON THE NORTH SHORE OF THE ISLAND OF OAHU.”

No. 2825 “A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS.”

No. 2826 “A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX.”

No. 2827 “A BILL FOR AN ACT RELATING TO TIME SHARE ZONING.”

No. 2828 “A BILL FOR AN ACT RELATING TO LIABILITY.”

No. 2829 “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO THE COUNTY OF KAUAI FOR LAND ACQUISITION AND PLANNING FOR IMPROVEMENTS TO POULI ROAD, KAUAI.”

No. 2830 “A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR IMPROVEMENTS TO KUHIO HIGHWAY, KAUAI.”

No. 2831 “A BILL FOR AN ACT RELATING TO STATE AND COUNTY LIABILITY.”

No. 2832 “A BILL FOR AN ACT RELATING TO STATE AND COUNTY LIABILITY.”

No. 2833 “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF EDUCATION FOR ELECTRICITY USAGE.”

No. 2834 “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF EDUCATION STUDENT TRANSPORTATION SERVICES.”

No. 2835 “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO REIMBURSE THE DEPARTMENT OF EDUCATION FOR PREMIUM

PAYMENTS TO EMPLOYEES' TAX SHELTERED ANNUITY PLANS."

No. 2836 "A BILL FOR AN ACT RELATING TO THE STATE EDUCATIONAL FACILITIES IMPROVEMENT FUND."

No. 2837 "A BILL FOR AN ACT RELATING TO EDUCATION."

No. 2838 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COMPREHENSIVE SCHOOL ALIENATION PROGRAM."

No. 2839 "A BILL FOR AN ACT RELATING TO HAWAII 3RS."

No. 2840 "A BILL FOR AN ACT RELATING TO WAGES."

No. 2841 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST THE HAWAII MEDICAL CENTER, L.L.C."

No. 2842 "A BILL FOR AN ACT RELATING TO STATE TORT LIABILITY."

No. 2843 "A BILL FOR AN ACT RELATING TO STATE TORT LIABILITY."

No. 2844 "A BILL FOR AN ACT RELATING TO JOINT AND SEVERAL LIABILITY."

No. 2845 "A BILL FOR AN ACT RELATING TO SPEED RESTRICTIONS."

No. 2846 "A BILL FOR AN ACT RELATING TO THE STATE TORT LIABILITY ACT."

No. 2847 "A BILL FOR AN ACT RELATING TO THE STATE TORT LIABILITY ACT."

No. 2848 "A BILL FOR AN ACT RELATING TO THE STATE TORT LIABILITY ACT."

No. 2849 "A BILL FOR AN ACT RELATING TO AN ACADEMIC BILL OF RIGHTS."

No. 2850 "A BILL FOR AN ACT RELATING TO LITTER CONTROL."

No. 2851 "A BILL FOR AN ACT RELATING TO LEASING OF STATE SUBMERGED LANDS."

No. 2852 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE TRANSFERS."

No. 2853 "A BILL FOR AN ACT RELATING TO LEASING OF STATE SUBMERGED LANDS."

No. 2854 "A BILL FOR AN ACT RELATING TO CRIMINAL DISPOSAL OF SOLID WASTE."

No. 2855 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

No. 2856 "A BILL FOR AN ACT RELATING TO INSURANCE."

No. 2857 "A BILL FOR AN ACT RELATING TO EMERGENCY RELIEF FOR NATURAL DISASTERS."

No. 2858 "A BILL FOR AN ACT RELATING TO SPECIAL NUMBER PLATES."

No. 2859 "A BILL FOR AN ACT RELATING TO INTERSCHOLASTIC ATHLETICS."

No. 2860 "A BILL FOR AN ACT RELATING TO EDUCATION."

No. 2861 "A BILL FOR AN ACT RELATING TO EDUCATION."

No. 2862 "A BILL FOR AN ACT RELATING TO EDUCATION."

No. 2863 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."

No. 2864 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR REGULATORY BOARDS AND COMMISSIONS."

No. 2865 "A BILL FOR AN ACT RELATING TO HEALTH."

No. 2866 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTIETH SENATORIAL DISTRICT."

No. 2867 "A BILL FOR AN ACT RELATING TO MIXED MARTIAL ARTS."

No. 2868 "A BILL FOR AN ACT RELATED TO INTEGRATED SOLID WASTE MANAGEMENT."

No. 2869 "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION."

No. 2870 "A BILL FOR AN ACT RELATING TO EDUCATION."

No. 2871 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR INITIATIVE, REFERENDUM, AND RECALL."

No. 2872 "A BILL FOR AN ACT RELATING TO TAXATION."

No. 2873 "A BILL FOR AN ACT RELATING TO SMALL BUSINESS."

No. 2874 "A BILL FOR AN ACT RELATING TO SMALL BUSINESS."

No. 2875 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 4, OF THE HAWAII CONSTITUTION, TO IMPOSE TERM LIMITS UPON SENATORS AND REPRESENTATIVES."

No. 2876 "A BILL FOR AN ACT RELATING TO THE PUBLIC AGENCY MEETINGS AND RECORDS ACT."

No. 2877 "A BILL FOR AN ACT RELATING TO PENALTIES IMPOSED ON REPEAT VIOLENT OR SEXUAL OFFENDERS."

No. 2878 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SEVENTH SENATORIAL DISTRICT."

No. 2879 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII CIVIL AIR PATROL."

No. 2880 "A BILL FOR AN ACT RELATING TO MILITARY RESERVE COMPONENTS."

No. 2881 "A BILL FOR AN ACT RELATING TO HOMELAND SECURITY."

No. 2882 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENTS PERTAINING TO THE CIVIL AIR PATROL."

No. 2883 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

No. 2884 "A BILL FOR AN ACT RELATING TO EDUCATION."

No. 2885 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII."

No. 2886 "A BILL FOR AN ACT RELATING TO EDUCATION."

No. 2887 "A BILL FOR AN ACT RELATING TO EDUCATION."

No. 2888 "A BILL FOR AN ACT RELATING TO EDUCATION."

No. 2889 "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS."

No. 2890 "A BILL FOR AN ACT RELATING TO LOSS MITIGATION."

No. 2891 "A BILL FOR AN ACT RELATING TO AMBULANCES."

No. 2892 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."

No. 2893 "A BILL FOR AN ACT RELATING TO EMERGENCY PREPAREDNESS."

No. 2894 "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS."

No. 2895 "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS."

No. 2896 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

No. 2897 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

No. 2898 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

No. 2899 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

No. 2900 "A BILL FOR AN ACT RELATING TO HAWAII DEATH WITH DIGNITY ACT."

No. 2901 "A BILL FOR AN ACT RELATING TO HIGHWAY IMPACT FEES."

No. 2902 "A BILL FOR AN ACT RELATING TO LOBBYISTS."

No. 2903 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

No. 2904 "A BILL FOR AN ACT RELATING TO THE RENTAL HOUSING TRUST FUND."

No. 2905 "A BILL FOR AN ACT RELATING TO EDUCATION."

No. 2906 "A BILL FOR AN ACT RELATING TO SHORELINE DETERMINATION."

No. 2907 "A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT."

No. 2908 "A BILL FOR AN ACT RELATING TO DEFERRED DEPOSITS."

No. 2909 "A BILL FOR AN ACT RELATING TO PERMIT APPROVALS."

No. 2910 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SEVENTEENTH SENATORIAL DISTRICT."

No. 2911 "A BILL FOR AN ACT RELATING TO GASOLINE."

No. 2912 "A BILL FOR AN ACT RELATING TO ELECTRICIANS."

No. 2913 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

No. 2914 "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS."

No. 2915 "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS."

No. 2916 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

No. 2917 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE RATE REGULATION."

No. 2918 "A BILL FOR AN ACT RELATING TO CURBSIDE RECYCLING."

No. 2919 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CAPITAL IMPROVEMENT PROJECTS IN THE AIEA AND PEARL CITY AREAS."

No. 2920 "A BILL FOR AN ACT RELATING TO THE ALOHA UNITED WAY 211 SERVICES."

No. 2921 "A BILL FOR AN ACT RELATING TO GROUP FOSTER CARE HOUSING."

No. 2922 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."

No. 2923 "A BILL FOR AN ACT RELATING TO HARBORS."

No. 2924 "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS."

- No. 2925 "A BILL FOR AN ACT RELATING TO UNMARRIED COUPLES."
- No. 2926 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- No. 2927 "A BILL FOR AN ACT RELATING TO GARNISHMENT."
- No. 2928 "A BILL FOR AN ACT RELATING TO CRIMINAL TRESPASS."
- No. 2929 "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION."
- No. 2930 "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS."
- No. 2931 "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT."
- No. 2932 "A BILL FOR AN ACT RELATING TO THE COURTS."
- No. 2933 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO REPLACE THE OAHU COMMUNITY CORRECTIONAL CENTER."
- No. 2934 "A BILL FOR AN ACT RELATING TO PRISONS."
- No. 2935 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE DEPARTMENT OF HAWAIIAN HOME LANDS AND MAKING AN APPROPRIATION."
- No. 2936 "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE."
- No. 2937 "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE."
- No. 2938 "A BILL FOR AN ACT RELATING TO COMMUNITY NOTIFICATION."
- No. 2939 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN."
- No. 2940 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 2941 "A BILL FOR AN ACT RELATING TO BRUSH FIRES."
- No. 2942 "A BILL FOR AN ACT RELATING TO BIOLOGICAL DIVERSITY."
- No. 2943 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO HIRE MONITORS FOR OUT-OF-STATE CORRECTIONAL FACILITIES THAT HOUSE HAWAII INMATES."
- No. 2944 "A BILL FOR AN ACT RELATING TO BAIL."
- No. 2945 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A WOMEN'S CORRECTIONAL CENTER AND FACILITY."
- No. 2946 "A BILL FOR AN ACT RELATING TO THE CORRECTIONS POPULATION MANAGEMENT COMMISSION."
- No. 2947 "A BILL FOR AN ACT RELATING TO CORRECTIONS."
- No. 2948 "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND TRUST."
- No. 2949 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- No. 2950 "A BILL FOR AN ACT RELATING TO JUDGMENT LIENS."
- No. 2951 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION."
- No. 2952 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 2953 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 2954 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- No. 2955 "A BILL FOR AN ACT RELATING TO EMERGENCY SHELTERS."
- No. 2956 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 2957 "A BILL FOR AN ACT RELATING TO ENERGY."
- No. 2958 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 2959 "A BILL FOR AN ACT RELATING TO LABOR."
- No. 2960 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."
- No. 2961 "A BILL FOR AN ACT RELATING TO HEALTH."
- No. 2962 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."
- No. 2963 "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE RENTAL INDUSTRY."
- No. 2964 "A BILL FOR AN ACT RELATING TO THE CONVENTION CENTER ENTERPRISE SPECIAL FUND."
- No. 2965 "A BILL FOR AN ACT RELATING TO THE GENERAL APPROPRIATIONS ACT OF 2005."
- No. 2966 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."
- No. 2967 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FOURTEENTH SENATORIAL DISTRICT."
- No. 2968 "A BILL FOR AN ACT RELATING TO THE MUSEUM OF HAWAIIAN MUSIC AND DANCE."
- No. 2969 "A BILL FOR AN ACT RELATING TO PARKS."

- No. 2970 "A BILL FOR AN ACT RELATING TO HIGHWAYS."
- No. 2971 "A BILL FOR AN ACT RELATING TO INCOME TAX DEDUCTIONS."
- No. 2972 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM."
- No. 2973 "A BILL FOR AN ACT RELATING TO AGRICULTURAL TOURISM."
- No. 2974 "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY."
- No. 2975 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."
- No. 2976 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."
- No. 2977 "A BILL FOR AN ACT RELATING TO UNIVERSITY OF HAWAII TUITION TAX CREDIT."
- No. 2978 "A BILL FOR AN ACT RELATING TO ELECTRONIC SURVEILLANCE."
- No. 2979 "A BILL FOR AN ACT RELATING TO MINIMUM WAGE LAW."
- No. 2980 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 2981 "A BILL FOR AN ACT RELATING TO QUARANTINE."
- No. 2982 "A BILL FOR AN ACT RELATING TO LAND USE."
- No. 2983 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS."
- No. 2984 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE KIKALA-KEOKEA HOUSING REVOLVING FUND."
- No. 2985 "A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES."
- No. 2986 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN."
- No. 2987 "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN REAL PROPERTY."
- No. 2988 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-FIRST SENATORIAL DISTRICT."
- No. 2989 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE NINTH SENATORIAL DISTRICT."
- No. 2990 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."
- No. 2991 "A BILL FOR AN ACT RELATING TO PUBLIC PARKING."
- No. 2992 "A BILL FOR AN ACT RELATING TO OCEAN RECREATION."
- No. 2993 "A BILL FOR AN ACT RELATING TO VOTER REGISTRATION."
- No. 2994 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIRST SENATORIAL DISTRICT."
- No. 2995 "A BILL FOR AN ACT RELATING TO PROCUREMENT."
- No. 2996 "A BILL FOR AN ACT RELATING TO PROCUREMENT."
- No. 2997 "A BILL FOR AN ACT RELATING TO PROCUREMENT."
- No. 2998 "A BILL FOR AN ACT RELATING TO FENCING."
- No. 2999 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 3000 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 3001 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 3002 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 3003 "A BILL FOR AN ACT RELATING TO THE STATE PHARMACY ASSISTANCE PROGRAM."
- No. 3004 "A BILL FOR AN ACT RELATING TO CONTRACTS."
- No. 3005 "A BILL FOR AN ACT RELATING TO LOW-INCOME REFUNDABLE TAX CREDIT."
- No. 3006 "A BILL FOR AN ACT RELATING TO ASSAULT."
- No. 3007 "A BILL FOR AN ACT RELATING TO A COMMISSION TO CELEBRATE 2008 AS THE YEAR OF THE FAMILY."
- No. 3008 "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS."
- No. 3009 "A BILL FOR AN ACT RELATING TO CIVIL SERVICE EXEMPT EMPLOYEES."
- No. 3010 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COMMUNITY PLACEMENT PROGRAMS FOR FEMALE OFFENDERS TRANSITIONING FROM PRISON TO THE COMMUNITY."
- No. 3011 "A BILL FOR AN ACT RELATING TO CIVIL SERVICE LAW."
- No. 3012 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."
- No. 3013 "A BILL FOR AN ACT RELATING TO PROVIDING THE OPPORTUNITY OF LIGHT DUTY WORK TO INJURED EMPLOYEES."
- No. 3014 "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS."

- No. 3015 "A BILL FOR AN ACT RELATING TO PUBLIC WORKS."
- No. 3016 "A BILL FOR AN ACT RELATING TO PREVAILING WAGES."
- No. 3017 "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION."
- No. 3018 "A BILL FOR AN ACT RELATING TO LABOR."
- No. 3019 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING FOR EMPLOYEES IN NEW CENTURY CHARTER SCHOOLS."
- No. 3020 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."
- No. 3021 "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES."
- No. 3022 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW."
- No. 3023 "A BILL FOR AN ACT RELATED TO HEALTH CARE."
- No. 3024 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE NINETEENTH SENATORIAL DISTRICT."
- No. 3025 "A BILL FOR AN ACT RELATING TO HOUSING."
- No. 3026 "A BILL FOR AN ACT RELATING TO ROYAL KUNIA."
- No. 3027 "A BILL FOR AN ACT RELATING TO CORRECTIONS."
- No. 3028 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PROGRAMS ADDRESSING HOMELESSNESS."
- No. 3029 "A BILL FOR AN ACT RELATING TO CONSERVATION LANDS."
- No. 3030 "A BILL FOR AN ACT RELATING TO LABOR."
- No. 3031 "A BILL FOR AN ACT RELATING TO UNINTERRUPTED MEDICAL TREATMENT FOR WORK-RELATED INJURIES."
- No. 3032 "A BILL FOR AN ACT RELATING TO CORPORATIONS."
- No. 3033 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."
- No. 3034 "A BILL FOR AN ACT RELATING TO PREVAILING WAGES."
- No. 3035 "A BILL FOR AN ACT RELATING TO CONTINUED TEMPORARY TOTAL DISABILITY BENEFITS TO INJURED EMPLOYEES."
- No. 3036 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE TENTH SENATORIAL DISTRICT."
- No. 3037 "A BILL FOR AN ACT RELATING TO RELIEF OF MANOA FLOOD VICTIMS."
- No. 3038 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO AUGMENT THE FUNDING FOR THE WEIGHTED STUDENT FORMULA."
- No. 3039 "A BILL FOR AN ACT RELATING TO ZONING."
- No. 3040 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATING TO EXCESS REVENUES."
- No. 3041 "A BILL FOR AN ACT RELATING TO FINANCES."
- No. 3042 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."
- No. 3043 "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT."
- No. 3044 "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII."
- No. 3045 "A BILL FOR AN ACT RELATING TO FERAL PIGS."
- No. 3046 "A BILL FOR AN ACT RELATING TO UNIFORM STATE LAWS."
- No. 3047 "A BILL FOR AN ACT RELATING TO MARINE RESOURCE MANAGEMENT."
- No. 3048 "A BILL FOR AN ACT RELATING TO STATE MORTGAGE CREDIT CERTIFICATES."
- No. 3049 "A BILL FOR AN ACT RELATING TO HONEY."
- No. 3050 "A BILL FOR AN ACT RELATING TO EMPLOYER INTIMIDATION."
- No. 3051 "A BILL FOR AN ACT RELATING TO COUNTY FISCAL ADMINISTRATION."
- No. 3052 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE INSURANCE."
- No. 3053 "A BILL FOR AN ACT RELATING TO NON-SCHOOL HOURS ACTIVITIES PROGRAMS."
- No. 3054 "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS."
- No. 3055 "A BILL FOR AN ACT RELATING TO DISASTER MANAGEMENT AND HUMANITARIAN ASSISTANCE."
- No. 3056 "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS."
- No. 3057 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATING TO EDUCATION."

No. 3058	"A BILL FOR AN ACT RELATING TO EDUCATION."	No. 3081	"A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."
No. 3059	"A BILL FOR AN ACT RELATING TO EDUCATION."	No. 3082	"A BILL FOR AN ACT RELATING TO TAXATION."
No. 3060	"A BILL FOR AN ACT RELATING TO EDUCATION."	No. 3083	"A BILL FOR AN ACT RELATING TO SUSTAINABILITY."
No. 3061	"A BILL FOR AN ACT RELATING TO VETERANS."	No. 3084	"A BILL FOR AN ACT RELATING TO REAL PROPERTY."
No. 3062	"A BILL FOR AN ACT MAKING AN APPROPRIATION TO PACIFIC AVIATION MUSEUM PEARL HARBOR."	No. 3085	"A BILL FOR AN ACT RELATING TO AGRICULTURE."
No. 3063	"A BILL FOR AN ACT RELATING TO TAXATION."	No. 3086	"A BILL FOR AN ACT RELATING TO AGRICULTURAL LEASES."
No. 3064	"A BILL FOR AN ACT RELATING TO STRUCTURED SETTLEMENTS."	No. 3087	"A BILL FOR AN ACT MAKING AN APPROPRIATION FOR JOB TRAINING IN NATURAL RESOURCES MANAGEMENT."
No. 3065	"A BILL FOR AN ACT RELATING TO THE ONE CALL CENTER ADVISORY COMMITTEE."	No. 3088	"A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES."
No. 3066	"A BILL FOR AN ACT RELATING TO INTEREST AND USURY."	No. 3089	"A BILL FOR AN ACT RELATING TO MEDICAL FEE SCHEDULES FOR WORKERS' COMPENSATION CASES."
No. 3067	"A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS."	No. 3090	"A BILL FOR AN ACT RELATING TO STANDARDIZED FORMS FOR WORKERS' COMPENSATION HEALTH CARE PROVIDERS."
No. 3068	"A BILL FOR AN ACT RELATING TO HOUSING."	No. 3091	"A BILL FOR AN ACT RELATING TO PUBLIC ACCESS TO COASTAL AND INLAND RECREATIONAL AREAS."
No. 3069	"A BILL FOR AN ACT RELATING TO INCOME TAX DEDUCTIONS."	No. 3092	"A BILL FOR AN ACT MAKING AN APPROPRIATION TO ASSIST THE UNITED STATES ORGANIZATION WITH ITS PLANNED WELCOME HOME CELEBRATION FOR RETURNING HAWAII NATIONAL GUARD MEMBERS IN THE COUNTIES OF HAWAII, MAUI, AND KAUAI."
No. 3070	"A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT."	No. 3093	"A BILL FOR AN ACT RELATING TO EDUCATION."
No. 3071	"A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS."	No. 3094	"A BILL FOR AN ACT RELATING TO THE LAND COURT."
No. 3072	"A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."	No. 3095	"A BILL FOR AN ACT RELATING TO KAWAI NUI MARSH."
No. 3073	"A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RECOVERY."	No. 3096	"A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE AGRICULTURAL WATER USE AND DEVELOPMENT PLAN."
No. 3074	"A BILL FOR AN ACT RELATING TO TAXATION."	No. 3097	"A BILL FOR AN ACT RELATING TO AGRICULTURE."
No. 3075	"A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LAND."	No. 3098	"A BILL FOR AN ACT RELATING TO HARBORS."
No. 3076	"A BILL FOR AN ACT RELATING TO COQUI FROGS."	No. 3099	"A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF SECOND SENATORIAL DISTRICT."
No. 3077	"A BILL FOR AN ACT RELATING TO CONSERVATION."	No. 3100	"A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIFTEENTH SENATORIAL DISTRICT."
No. 3078	"A BILL FOR AN ACT RELATING TO AGRICULTURE."		
No. 3079	"A BILL FOR AN ACT RELATING TO AGRICULTURAL LEASES."		
No. 3080	"A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."		

- No. 3101 "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION."
- No. 3102 "A BILL FOR AN ACT RELATING TO STUDENTS."
- No. 3103 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION TO REDUCE THE REPAIR AND MAINTENANCE PROJECTS BACKLOG FOR DEPARTMENT OF EDUCATION FACILITIES."
- No. 3104 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."
- No. 3105 "A BILL FOR AN ACT RELATING TO DEPOSIT BEVERAGE CONTAINER PROGRAM."
- No. 3106 "A BILL FOR AN ACT RELATING TO BEACH DEBRIS REMOVAL."
- No. 3107 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE TRANSFER OF OWNERSHIP."
- No. 3108 "A BILL FOR AN ACT RELATING TO INCOME TAX."
- No. 3109 "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE."
- No. 3110 "A BILL FOR AN ACT RELATING TO PARK ACQUISITIONS."
- No. 3111 "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO RECOGNIZE AND HONOR CONGRESSWOMAN PATSY T. MINK."
- No. 3112 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."
- No. 3113 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- No. 3114 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COMMUNITY WORK DAY PROGRAM."
- No. 3115 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST MAUI LAND AND PINEAPPLE COMPANY, INC."
- No. 3116 "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES."
- No. 3117 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."
- No. 3118 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
- No. 3119 "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS."
- No. 3120 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
- No. 3121 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
- No. 3122 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 3123 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE TWENTY-THIRD SENATORIAL DISTRICT."
- No. 3124 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
- No. 3125 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- No. 3126 "A BILL FOR AN ACT RELATING TO TAXATION."
- No. 3127 "A BILL FOR AN ACT RELATING TO WRONGFUL CONVICTION AND IMPRISONMENT."
- No. 3128 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE NATURAL HEALING RESEARCH FOUNDATION."
- No. 3129 "A BILL FOR AN ACT RELATING TO SALE OF REAL PROPERTY."
- No. 3130 "A BILL FOR AN ACT RELATING TO TAX EXEMPTION."
- No. 3131 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."
- No. 3132 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."
- No. 3133 "A BILL FOR AN ACT RELATING TO NOTICE."
- No. 3134 "A BILL FOR AN ACT RELATING TO CHAPTER 281, HAWAII REVISED STATUTES."
- No. 3135 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."
- No. 3136 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR SAINT LOUIS SCHOOL."
- No. 3137 "A BILL FOR AN ACT RELATING TO ASSET MANAGEMENT."
- No. 3138 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PREPARATION OF THE 2050 SUSTAINABILITY PLAN."
- No. 3139 "A BILL FOR AN ACT RELATING TO THE SISTER STATE/PROVINCE PROGRAM."
- No. 3140 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 3141 "A BILL FOR AN ACT RELATING TO THE BUDGET."
- No. 3142 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."
- No. 3143 "A BILL FOR AN ACT RELATING TO TOBACCO."
- No. 3144 "A BILL FOR AN ACT RELATING TO CORPORATE SPONSORSHIP FOR EDUCATION."

- No. 3145 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."
- No. 3146 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY MEDICAL SERVICES."
- No. 3147 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PURCHASE OF WAIMEA VALLEY, OAHU."
- No. 3148 "A BILL FOR AN ACT RELATING TO LAND CONSERVATION."
- No. 3149 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEPARTMENT OF EDUCATION WEB SITE."
- No. 3150 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAIIAN LANGUAGE MEDIUM EDUCATION PROGRAM."
- No. 3151 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-SECOND SENATORIAL DISTRICT."
- No. 3152 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HANA COMMUNITY HEALTH CENTER."
- No. 3153 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE HANA HEALTH NUTRITION TRAINING CENTER."
- No. 3154 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A HEMODIALYSIS FACILITY IN HANA."
- No. 3155 "A BILL FOR AN ACT RELATING TO MOLOKAI GENERAL HOSPITAL."
- No. 3156 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MOLOKAI GENERAL HOSPITAL."
- No. 3157 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR EXPANSION OF THE MOLOKAI PUBLIC LIBRARY."
- No. 3158 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LANAI COMMUNITY HOSPITAL."
- No. 3159 "A BILL FOR AN ACT RELATING TO THE ISLAND OF KAHO'OLAWA."
- No. 3160 "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE."
- No. 3161 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."
- No. 3162 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."
- No. 3163 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."
- No. 3164 "A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT."
- No. 3165 "A BILL FOR AN ACT RELATING TO THE PETROLEUM INDUSTRY."
- No. 3166 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF REVENUE BONDS FOR ENERGY USE IN STATE FACILITIES."
- No. 3167 "A BILL FOR AN ACT RELATING TO STREET LIGHTING."
- No. 3168 "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF REAL PROPERTY."
- No. 3169 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON THE ISLAND OF OAHU."
- No. 3170 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."
- No. 3171 "A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING DISTRICT COOLING SYSTEMS."
- No. 3172 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."
- No. 3173 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."
- No. 3174 "A BILL FOR AN ACT RELATING TO VEHICLES."
- No. 3175 "A BILL FOR AN ACT RELATING TO AN ENVIRONMENTAL COURT."
- No. 3176 "A BILL FOR AN ACT RELATING TO BURIAL SITES."
- No. 3177 "A BILL FOR AN ACT RELATING TO CLEAN FUEL."
- No. 3178 "A BILL FOR AN ACT RELATING TO LIABILITY."
- No. 3179 "A BILL FOR AN ACT RELATING TO FERTILIZER."
- No. 3180 "A BILL FOR AN ACT RELATING TO THE COUNTIES."
- No. 3181 "A BILL FOR AN ACT RELATING TO SOLID WASTE."
- No. 3182 "A BILL FOR AN ACT RELATING TO GASOLINE."
- No. 3183 "A BILL FOR AN ACT RELATING TO VEHICULAR EMISSIONS."
- No. 3184 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."
- No. 3185 "A BILL FOR AN ACT RELATING TO ENERGY."
- No. 3186 "A BILL FOR AN ACT RELATING TO ENERGY."

- No. 3187 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR ENERGY EFFICIENCY IN STATE FACILITIES."
- No. 3188 "A BILL FOR AN ACT RELATING TO ENERGY MARKET COMPETITION AND CONSUMERS."
- No. 3189 "A BILL FOR AN ACT RELATING TO SOLID WASTE MANAGEMENT."
- No. 3190 "A BILL FOR AN ACT RELATING TO NOISE POLLUTION."
- No. 3191 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN."
- No. 3192 "A BILL FOR AN ACT RELATING TO SISTER STATE AND PROVINCE RELATIONSHIPS."
- No. 3193 "A BILL FOR AN ACT RELATING TO DECABROMODIPHENYLETHER."
- No. 3194 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 3195 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EDUCATION."
- No. 3196 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR EDUCATIONAL FACILITIES."
- No. 3197 "A BILL FOR AN ACT RELATING TO SUBSTITUTE TEACHERS."
- No. 3198 "A BILL FOR AN ACT RELATING TO PROCUREMENT."
- No. 3199 "A BILL FOR AN ACT RELATING TO GENERAL ASSISTANCE."
- No. 3200 "A BILL FOR AN ACT RELATING TO CHILD PROTECTION."
- No. 3201 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DENTAL HEALTH."
- No. 3202 "A BILL FOR AN ACT RELATING TO DENTAL CARE."
- No. 3203 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTEENTH SENATORIAL DISTRICT."
- No. 3204 "A BILL FOR AN ACT RELATING TO VIOLENT VIDEO GAMES."
- No. 3205 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."
- No. 3206 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."
- No. 3207 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT TO THE OPEN DOOR ACADEMY."
- No. 3208 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."
- No. 3209 "A BILL FOR AN ACT RELATING TO HEALTH CARE."
- No. 3210 "A BILL FOR AN ACT RELATING TO HEALTHCARE."
- No. 3211 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."
- No. 3212 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."
- No. 3213 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."
- No. 3214 "A BILL FOR AN ACT RELATING TO OFFICE OF THE LEGISLATIVE ANALYST."
- No. 3215 "A BILL FOR AN ACT RELATING TO CHILDREN."
- No. 3216 "A BILL FOR AN ACT RELATING TO HEALTH."
- No. 3217 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SHERIFF DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY."
- No. 3218 "A BILL FOR AN ACT RELATING TO PLACEMENT OF HARMED CHILDREN."
- No. 3219 "A BILL FOR AN ACT RELATING TO COMMUNITY PLACEMENT."
- No. 3220 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 3221 "A BILL FOR AN ACT RELATING TO QUEST."
- No. 3222 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RENOVATION OF THE FACADES OF SEVERAL PROPERTIES IN CHINATOWN."
- No. 3223 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."
- No. 3224 "A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION."
- No. 3225 "A BILL FOR AN ACT RELATING TO SPECIAL EDUCATION."
- No. 3226 "A BILL FOR AN ACT RELATING TO SPECIAL EDUCATION."
- No. 3227 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."
- No. 3228 "A BILL FOR AN ACT RELATING TO DISPOSITION OF CONVEYANCE TAX."
- No. 3229 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CHORE SERVICE PROGRAMS."
- No. 3230 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A HEALTH CARE PILOT PROJECT."
- No. 3231 "A BILL FOR AN ACT RELATING TO PROFESSIONAL LICENSURE."

- No. 3232 "A BILL FOR AN ACT RELATING TO EDUCATION."
- No. 3233 "A BILL FOR AN ACT RELATING TO PARENTING PLANS."
- No. 3234 "A BILL FOR AN ACT RELATING TO FAMILY COURT."
- No. 3235 "A BILL FOR AN ACT RELATING TO FAMILY COURT."
- No. 3236 "A BILL FOR AN ACT RELATING TO FAMILY COURT."
- No. 3237 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR NA KEIKI LAW CENTER."
- No. 3238 "A BILL FOR AN ACT RELATING TO MARRIAGE."
- No. 3239 "A BILL FOR AN ACT RELATING TO FAMILY COURT."
- No. 3240 "A BILL FOR AN ACT RELATING TO FAMILY COURT."
- No. 3241 "A BILL FOR AN ACT RELATING TO FAMILY COURT."
- No. 3242 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN ENGINEERING ASSESSMENT OF LONG-TERM CARE FACILITIES."
- No. 3243 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE."
- No. 3244 "A BILL FOR AN ACT RELATING TO ADULT FOSTER CARE HOMES."
- No. 3245 "A BILL FOR AN ACT RELATING TO ADULT RESIDENTIAL CARE HOMES."
- No. 3246 "A BILL FOR AN ACT RELATING TO ADULT RESIDENTIAL CARE HOMES."
- No. 3247 "A BILL FOR AN ACT RELATING TO CARE HOMES."
- No. 3248 "A BILL FOR AN ACT RELATING TO CARE HOMES."
- No. 3249 "A BILL FOR AN ACT RELATING TO ADULT RESIDENTIAL CARE HOMES."
- No. 3250 "A BILL FOR AN ACT RELATING TO ADULT RESIDENTIAL CARE HOMES."
- No. 3251 "A BILL FOR AN ACT RELATING TO COMMUNITY CARE FOSTER FAMILY HOMES."
- No. 3252 "A BILL FOR AN ACT RELATING TO CAREGIVING."
- No. 3253 "A BILL FOR AN ACT RELATING TO CAREGIVING."
- No. 3254 "A BILL FOR AN ACT RELATING TO HOME AND COMMUNITY-BASED SERVICES."
- No. 3255 "A BILL FOR AN ACT RELATING TO ELDERLY CARE."
- No. 3256 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SCHOOL CUSTODIAL TRAINING."
- No. 3257 "A BILL FOR AN ACT RELATING TO HEALTH CARE."
- No. 3258 "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."
- No. 3259 "A BILL FOR AN ACT RELATING TO THE HAWAII CHILDREN'S HEALTH CARE PROGRAM."
- No. 3260 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
- No. 3261 "A BILL FOR AN ACT RELATING TO DENTAL SPECIALISTS."
- No. 3262 "A BILL FOR AN ACT RELATING TO HEALTH."
- No. 3263 "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS."
- No. 3264 "A BILL FOR AN ACT RELATING TO THE AHIHI-KINAU NATURAL AREA RESERVE MANAGEMENT PLAN."
- No. 3265 "A BILL FOR AN ACT RELATING TO LIMITATION OF ACTIONS."
- No. 3266 "A BILL FOR AN ACT RELATING TO TOBACCO."
- No. 3267 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DOMESTIC VIOLENCE CLEARINGHOUSE AND LEGAL HOTLINE."
- No. 3268 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HURRICANE PREPAREDNESS."
- No. 3269 "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH."
- No. 3270 "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH."
- No. 3271 "A BILL FOR AN ACT RELATING TO FEDERALLY QUALIFIED HEALTH CENTERS."
- No. 3272 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE REIMBURSEMENT TO THE COUNTIES FOR THE ISSUANCE OF PARKING PLACARDS TO PERSONS WITH DISABILITIES."
- No. 3273 "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE."
- No. 3274 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE REFUNDABLE CAREGIVER TAX CREDIT."
- No. 3275 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUBSTANCE ABUSE ASSESSMENTS FOR UNINSURED STUDENTS."

No. 3276 "A BILL FOR AN ACT RELATING TO AMBULANCE SERVICES."

Science and Technology, then to the Committee on Ways and Means

No. 3277 "A BILL FOR AN ACT RELATING TO NURSE AIDES."

No. 2037 Jointly to the Committee on Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 3278 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

No. 2038 Committee on Health, then to the Committee on Ways and Means

No. 3279 "A BILL FOR AN ACT RELATING TO MEDICAL LIABILITY."

No. 2039 Committee on Higher Education, then to the Committee on Ways and Means

No. 3280 "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES."

No. 2040 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means

No. 3281 "A BILL FOR AN ACT RELATING TO HIV/AIDS."

No. 2041 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 3282 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

No. 2042 Committee on Water, Land, and Agriculture, then to the Committee on Commerce, Consumer Protection and Housing

No. 3283 "A BILL FOR AN ACT RELATING TO HEALTH CARE."

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Wednesday, January 18, 2006; Thursday, January 19, 2006; Friday, January 20, 2006; Monday, January 23, 2006; and Wednesday, January 25, 2006:

Senate Bill Referred to:

No. 2026 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2043 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2027 Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs

No. 2044 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2028 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Transportation and Government Operations

No. 2045 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2029 Jointly to the Committee on Labor and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 2046 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means

No. 2030 Committee on Commerce, Consumer Protection and Housing

No. 2047 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs

No. 2031 Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs

No. 2048 Jointly to the Committee on Health and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 2032 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2049 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs

No. 2033 Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 2050 Committee on Transportation and Government Operations

No. 2034 Committee on Labor, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 2051 Committee on Transportation and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing

No. 2035 Committee on Health, then to the Committee on Ways and Means

No. 2052 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 2036 Jointly to the Committee on Business and Economic Development and the Committee on Media, Arts,

- No. 2053 Jointly to the Committee on Intergovernmental Affairs and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
- No. 2054 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing
- No. 2055 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs
- No. 2056 Jointly to the Committee on Health and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
- No. 2057 Jointly to the Committee on Tourism and the Committee on Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing
- No. 2058 Jointly to the Committee on Business and Economic Development, the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2059 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 2060 Committee on Ways and Means
- No. 2061 Committee on Labor, then to the Committee on Ways and Means
- No. 2062 Jointly to the Committee on Education and Military Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 2063 Committee on Ways and Means
- No. 2064 Committee on Higher Education, then to the Committee on Ways and Means
- No. 2065 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing
- No. 2066 Committee on Judiciary and Hawaiian Affairs
- No. 2067 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 2068 Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means
- No. 2069 Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means
- No. 2070 Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means
- No. 2071 Committee on Education and Military Affairs, then to the Committee on Ways and Means
- No. 2072 Committee on Education and Military Affairs, then to the Committee on Ways and Means
- No. 2073 Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2074 Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 2075 Committee on Education and Military Affairs, then to the Committee on Ways and Means
- No. 2076 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 2077 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 2078 Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means
- No. 2079 Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2080 Committee on Education and Military Affairs, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2081 Jointly to the Committee on Health and the Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2082 Committee on Health, then to the Committee on Commerce, Consumer Protection and Housing
- No. 2083 Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 2084 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2085 Jointly to the Committee on Education and Military Affairs and the Committee on Labor, then to the Committee on Ways and Means
- No. 2086 Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2087 Committee on Education and Military Affairs, then to the Committee on Ways and Means
- No. 2088 Jointly to the Committee on Education and Military Affairs and the Committee on Labor, then to the Committee on Ways and Means
- No. 2089 Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 2090 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 2091 Committee on Commerce, Consumer Protection and Housing
- No. 2092 Committee on Commerce, Consumer Protection and Housing

No. 2093 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 2094 Committee on Health, then to the Committee on Commerce, Consumer Protection and Housing

No. 2095 Committee on Commerce, Consumer Protection and Housing

No. 2096 Committee on Commerce, Consumer Protection and Housing

No. 2097 Committee on Health, then to the Committee on Transportation and Government Operations

No. 2098 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means

No. 2099 Committee on Health, then to the Committee on Commerce, Consumer Protection and Housing

No. 2100 Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means

No. 2101 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 2102 Committee on Commerce, Consumer Protection and Housing

No. 2103 Committee on Commerce, Consumer Protection and Housing

No. 2104 Jointly to the Committee on Labor and the Committee on Business and Economic Development, then to the Committee on Ways and Means

No. 2105 Committee on Judiciary and Hawaiian Affairs

No. 2106 Committee on Judiciary and Hawaiian Affairs

No. 2107 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs

No. 2108 Committee on Transportation and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing

No. 2109 Committee on Commerce, Consumer Protection and Housing

No. 2110 Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 2111 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means

No. 2112 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 2113 Jointly to the Committee on Transportation and Government Operations and the Committee

on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 2114 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 2115 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 2116 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs

No. 2117 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 2118 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 2119 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 2120 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means

No. 2121 Jointly to the Committee on Transportation and Government Operations and the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means

No. 2122 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 2123 Jointly to the Committee on Business and Economic Development and the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means

No. 2124 Jointly to the Committee on Energy, Environment, and International Affairs, the Committee on Media, Arts, Science and Technology and the Committee on Business and Economic Development, then to the Committee on Ways and Means

No. 2125 Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means

No. 2126 Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means

No. 2127 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Business and Economic Development

No. 2128	Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs	No. 2148	Committee on Judiciary and Hawaiian Affairs
No. 2129	Jointly to the Committee on Human Services and the Committee on Higher Education, then to the Committee on Ways and Means	No. 2149	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2130	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means	No. 2150	Jointly to the Committee on Business and Economic Development and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
No. 2131	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2151	Committee on Health, then to the Committee on Ways and Means
No. 2132	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means	No. 2152	Committee on Water, Land, and Agriculture
No. 2133	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	No. 2153	Committee on Judiciary and Hawaiian Affairs
No. 2134	Committee on Energy, Environment, and International Affairs, then to the Committee on Judiciary and Hawaiian Affairs	No. 2154	Committee on Judiciary and Hawaiian Affairs
No. 2135	Committee on Judiciary and Hawaiian Affairs	No. 2155	Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
No. 2136	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	No. 2156	Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 2137	Committee on Transportation and Government Operations, then to the Committee on Ways and Means	No. 2157	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2138	Committee on Health, then to the Committee on Commerce, Consumer Protection and Housing	No. 2158	Committee on Judiciary and Hawaiian Affairs
No. 2139	Jointly to the Committee on Health and the Committee on Human Services	No. 2159	Committee on Judiciary and Hawaiian Affairs
No. 2140	Committee on Human Services, then to the Committee on Ways and Means	No. 2160	Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2141	Jointly to the Committee on Health and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2161	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs
No. 2142	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2162	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs
No. 2143	Committee on Commerce, Consumer Protection and Housing	No. 2163	Committee on Human Services, then to the Committee on Commerce, Consumer Protection and Housing
No. 2144	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2164	Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 2145	Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2165	Committee on Health, then to the Committee on Ways and Means
No. 2146	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2166	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs
No. 2147	Jointly to the Committee on Education and Military Affairs and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2167	Committee on Education and Military Affairs, then to the Committee on Ways and Means
		No. 2168	Committee on Education and Military Affairs, then to the Committee on Ways and Means

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| <p>No. 2169 Jointly to the Committee on Health and the Committee on Education and Military Affairs, then to the Committee on Ways and Means</p> <p>No. 2170 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means</p> <p>No. 2171 Committee on Education and Military Affairs, then to the Committee on Ways and Means</p> <p>No. 2172 Jointly to the Committee on Health and the Committee on Human Services</p> <p>No. 2173 Jointly to the Committee on Education and Military Affairs and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means</p> <p>No. 2174 Committee on Human Services, then to the Committee on Ways and Means</p> <p>No. 2175 Committee on Education and Military Affairs, then to the Committee on Ways and Means</p> <p>No. 2176 Jointly to the Committee on Health and the Committee on Education and Military Affairs, then to the Committee on Ways and Means</p> <p>No. 2177 Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2178 Jointly to the Committee on Health and the Committee on Education and Military Affairs, then to the Committee on Ways and Means</p> <p>No. 2179 Committee on Education and Military Affairs, then to the Committee on Ways and Means</p> <p>No. 2180 Jointly to the Committee on Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means</p> <p>No. 2181 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means</p> <p>No. 2182 Committee on Education and Military Affairs, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2183 Committee on Education and Military Affairs, then to the Committee on Ways and Means</p> <p>No. 2184 Committee on Education and Military Affairs, then to the Committee on Ways and Means</p> <p>No. 2185 Committee on Human Services, then to the Committee on Ways and Means</p> <p>No. 2186 Committee on Education and Military Affairs, then to the Committee on Ways and Means</p> <p>No. 2187 Committee on Health, then to the Committee on Ways and Means</p> <p>No. 2188 Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs</p> | <p>No. 2189 Committee on Human Services, then to the Committee on Ways and Means</p> <p>No. 2190 Committee on Labor, then to the Committee on Ways and Means</p> <p>No. 2191 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2192 Committee on Commerce, Consumer Protection and Housing</p> <p>No. 2193 Committee on Commerce, Consumer Protection and Housing</p> <p>No. 2194 Committee on Labor, then to the Committee on Commerce, Consumer Protection and Housing</p> <p>No. 2195 Jointly to the Committee on Transportation and Government Operations and the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means</p> <p>No. 2196 Jointly to the Committee on Tourism and the Committee on Health</p> <p>No. 2197 Committee on Education and Military Affairs, then to the Committee on Ways and Means</p> <p>No. 2198 Committee on Water, Land, and Agriculture</p> <p>No. 2199 Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2200 Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2201 Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means</p> <p>No. 2202 Committee on Business and Economic Development, then to the Committee on Ways and Means</p> <p>No. 2203 Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2204 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2205 Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2206 Committee on Labor, then to the Committee on Ways and Means</p> <p>No. 2207 Committee on Labor, then to the Committee on Ways and Means</p> <p>No. 2208 Committee on Labor, then to the Committee on Commerce, Consumer Protection and Housing</p> |
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No. 2209	Jointly to the Committee on Labor and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means	Consumer Protection and Housing, then to the Committee on Ways and Means	
No. 2210	Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs	No. 2229	Jointly to the Committee on Education and Military Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2211	Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs	No. 2230	Committee on Judiciary and Hawaiian Affairs
No. 2212	Committee on Judiciary and Hawaiian Affairs	No. 2231	Committee on Judiciary and Hawaiian Affairs
No. 2213	Committee on Business and Economic Development, then to the Committee on Judiciary and Hawaiian Affairs	No. 2232	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs
No. 2214	Committee on Transportation and Government Operations, then to the Committee on Ways and Means	No. 2233	Committee on Ways and Means
No. 2215	Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs	No. 2234	Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
No. 2216	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Higher Education, then to the Committee on Ways and Means	No. 2235	Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
No. 2217	Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs	No. 2236	Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 2218	Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means	No. 2237	Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 2219	Committee on Judiciary and Hawaiian Affairs	No. 2238	Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 2220	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs	No. 2239	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2221	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs	No. 2240	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2222	Committee on Ways and Means	No. 2241	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2223	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means	No. 2242	Jointly to the Committee on Business and Economic Development and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
No. 2224	Committee on Commerce, Consumer Protection and Housing	No. 2243	Committee on Judiciary and Hawaiian Affairs
No. 2225	Committee on Commerce, Consumer Protection and Housing	No. 2244	Committee on Judiciary and Hawaiian Affairs
No. 2226	Committee on Health, then to the Committee on Commerce, Consumer Protection and Housing	No. 2245	Committee on Judiciary and Hawaiian Affairs
No. 2227	Committee on Health, then to the Committee on Commerce, Consumer Protection and Housing	No. 2246	Committee on Judiciary and Hawaiian Affairs
No. 2228	Jointly to the Committee on Education and Military Affairs and the Committee on Commerce,	No. 2247	Committee on Judiciary and Hawaiian Affairs
		No. 2248	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs

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No. 2249	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs	No. 2272	Committee on Labor, then to the Committee on Ways and Means
No. 2250	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs	No. 2273	Committee on Labor, then to the Committee on Ways and Means
No. 2251	Committee on Judiciary and Hawaiian Affairs	No. 2274	Committee on Labor, then to the Committee on Ways and Means
No. 2252	Committee on Judiciary and Hawaiian Affairs	No. 2275	Committee on Ways and Means
No. 2253	Committee on Judiciary and Hawaiian Affairs	No. 2276	Committee on Commerce, Consumer Protection and Housing
No. 2254	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2277	Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means
No. 2255	Committee on Judiciary and Hawaiian Affairs	No. 2278	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2256	Committee on Judiciary and Hawaiian Affairs	No. 2279	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2257	Committee on Judiciary and Hawaiian Affairs	No. 2280	Committee on Commerce, Consumer Protection and Housing
No. 2258	Committee on Judiciary and Hawaiian Affairs	No. 2281	Jointly to the Committee on Health and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2259	Committee on Judiciary and Hawaiian Affairs	No. 2282	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2260	Committee on Judiciary and Hawaiian Affairs	No. 2283	Committee on Commerce, Consumer Protection and Housing
No. 2261	Jointly to the Committee on Health and the Committee on Judiciary and Hawaiian Affairs	No. 2284	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs
No. 2262	Committee on Judiciary and Hawaiian Affairs	No. 2285	Committee on Commerce, Consumer Protection and Housing
No. 2263	Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs	No. 2286	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs
No. 2264	Committee on Judiciary and Hawaiian Affairs	No. 2287	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs
No. 2265	Committee on Judiciary and Hawaiian Affairs	No. 2288	Jointly to the Committee on Transportation and Government Operations and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2266	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2289	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs
No. 2267	Committee on Judiciary and Hawaiian Affairs	No. 2290	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs
No. 2268	Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs	No. 2291	Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on
No. 2269	Committee on Business and Economic Development, then to the Committee on Ways and Means		
No. 2270	Committee on Tourism		
No. 2271	Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means		

Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs	No. 2312	Jointly to the Committee on Labor and the Committee on Education and Military Affairs, then to the Committee on Ways and Means
No. 2292 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs	No. 2313	Jointly to the Committee on Higher Education and the Committee on Education and Military Affairs, then to the Committee on Ways and Means
No. 2293 Committee on Commerce, Consumer Protection and Housing	No. 2314	Committee on Education and Military Affairs, then to the Committee on Ways and Means
No. 2294 Committee on Commerce, Consumer Protection and Housing	No. 2315	Committee on Education and Military Affairs, then to the Committee on Ways and Means
No. 2295 Committee on Commerce, Consumer Protection and Housing	No. 2316	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs
No. 2296 Committee on Health, then to the Committee on Commerce, Consumer Protection and Housing	No. 2317	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2297 Committee on Health, then to the Committee on Commerce, Consumer Protection and Housing	No. 2318	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2298 Committee on Commerce, Consumer Protection and Housing	No. 2319	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2299 Committee on Commerce, Consumer Protection and Housing	No. 2320	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2300 Committee on Commerce, Consumer Protection and Housing	No. 2321	Committee on Education and Military Affairs, then jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means
No. 2301 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs	No. 2322	Committee on Education and Military Affairs, then to the Committee on Judiciary and Hawaiian Affairs
No. 2302 Jointly to the Committee on Labor and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means	No. 2323	Jointly to the Committee on Human Services and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2303 Jointly to the Committee on Labor and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means	No. 2324	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means
No. 2304 Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs	No. 2325	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means
No. 2305 Committee on Education and Military Affairs	No. 2326	Jointly to the Committee on Higher Education and the Committee on Human Services, then to the Committee on Ways and Means
No. 2306 Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs	No. 2327	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs
No. 2307 Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs	No. 2328	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs
No. 2308 Committee on Transportation and Government Operations, then to the Committee on Ways and Means	No. 2329	Jointly to the Committee on Health and the Committee on Human Services
No. 2309 Committee on Education and Military Affairs, then to the Committee on Ways and Means	No. 2330	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs
No. 2310 Committee on Education and Military Affairs, then to the Committee on Ways and Means		
No. 2311 Committee on Education and Military Affairs		

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| <p>No. 2331 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2332 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2333 Committee on Human Services, then to the Committee on Ways and Means</p> <p>No. 2334 Jointly to the Committee on Human Services and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means</p> <p>No. 2335 Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2336 Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2337 Committee on Health, then to the Committee on Ways and Means</p> <p>No. 2338 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means</p> <p>No. 2339 Committee on Health, then to the Committee on Ways and Means</p> <p>No. 2340 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means</p> <p>No. 2341 Jointly to the Committee on Human Services and the Committee on Education and Military Affairs</p> <p>No. 2342 Jointly to the Committee on Health and the Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2343 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2344 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means</p> <p>No. 2345 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2346 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means</p> <p>No. 2347 Committee on Health, then to the Committee on Ways and Means</p> <p>No. 2348 Committee on Health, then to the Committee on Ways and Means</p> <p>No. 2349 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means</p> | <p>No. 2350 Committee on Ways and Means</p> <p>No. 2351 Committee on Labor, then to the Committee on Ways and Means</p> <p>No. 2352 Committee on Labor, then to the Committee on Ways and Means</p> <p>No. 2353 Committee on Labor, then to the Committee on Ways and Means</p> <p>No. 2354 Jointly to the Committee on Labor and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means</p> <p>No. 2355 Committee on Labor, then to the Committee on Ways and Means</p> <p>No. 2356 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Education and Military Affairs, then to the Committee on Ways and Means</p> <p>No. 2357 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2358 Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2359 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means</p> <p>No. 2360 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means</p> <p>No. 2361 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Business and Economic Development, then to the Committee on Ways and Means</p> <p>No. 2362 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means</p> <p>No. 2363 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means</p> <p>No. 2364 Committee on Health, then to the Committee on Ways and Means</p> <p>No. 2365 Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2366 Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2367 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2368 Committee on Labor, then to the Committee on Ways and Means</p> |
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No. 2369	Jointly to the Committee on Labor and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2391	Jointly to the Committee on Higher Education and the Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs
No. 2370	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	No. 2392	Committee on Higher Education, then to the Committee on Ways and Means
No. 2371	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2393	Committee on Higher Education, then to the Committee on Ways and Means
No. 2372	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	No. 2394	Committee on Higher Education, then to the Committee on Ways and Means
No. 2373	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	No. 2395	Committee on Human Services, then to the Committee on Higher Education
No. 2374	Committee on Ways and Means	No. 2396	Jointly to the Committee on Transportation and Government Operations and the Committee on Higher Education, then to the Committee on Ways and Means
No. 2375	Committee on Ways and Means	No. 2397	Jointly to the Committee on Intergovernmental Affairs and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 2376	Committee on Ways and Means	No. 2398	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs
No. 2377	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means	No. 2399	Jointly to the Committee on Tourism and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 2378	Committee on Ways and Means	No. 2400	Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
No. 2379	Committee on Ways and Means	No. 2401	Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
No. 2380	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2402	Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
No. 2381	Committee on Ways and Means	No. 2403	Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
No. 2382	Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means	No. 2404	Jointly to the Committee on Health and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
No. 2383	Committee on Intergovernmental Affairs, then to the Committee on Ways and Means	No. 2405	Jointly to the Committee on Intergovernmental Affairs and the Committee on Water, Land, and Agriculture, then to the Committee on Commerce, Consumer Protection and Housing
No. 2384	Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means	No. 2406	Committee on Commerce, Consumer Protection and Housing
No. 2385	Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs	No. 2407	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
No. 2386	Committee on Transportation and Government Operations, then to the Committee on Ways and Means	No. 2408	Committee on Judiciary and Hawaiian Affairs
No. 2387	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means	No. 2409	Jointly to the Committee on Health and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
No. 2388	Jointly to the Committee on Higher Education and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means	No. 2410	Jointly to the Committee on Intergovernmental Affairs and the Committee on Transportation
No. 2389	Committee on Transportation and Government Operations, then to the Committee on Ways and Means		
No. 2390	Committee on Higher Education, then to the Committee on Ways and Means		

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and Government Operations, then to the Committee on Ways and Means	No. 2429	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2411 Jointly to the Committee on Intergovernmental Affairs and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means	No. 2430	Committee on Judiciary and Hawaiian Affairs
No. 2412 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs	No. 2431	Committee on Judiciary and Hawaiian Affairs
No. 2413 Committee on Commerce, Consumer Protection and Housing	No. 2432	Committee on Judiciary and Hawaiian Affairs
No. 2414 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 2433	Jointly to the Committee on Intergovernmental Affairs and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2415 Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs	No. 2434	Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs
No. 2416 Committee on Labor, then to the Committee on Ways and Means	No. 2435	Committee on Judiciary and Hawaiian Affairs
No. 2417 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means	No. 2436	Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2418 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means	No. 2437	Jointly to the Committee on Health, the Committee on Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2419 Committee on Judiciary and Hawaiian Affairs	No. 2438	Committee on Judiciary and Hawaiian Affairs
No. 2420 Committee on Education and Military Affairs, then to the Committee on Judiciary and Hawaiian Affairs	No. 2439	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2421 Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs	No. 2440	Committee on Human Services, then to the Committee on Ways and Means
No. 2422 Jointly to the Committee on Education and Military Affairs and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2441	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means
No. 2423 Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs	No. 2442	Jointly to the Committee on Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2424 Committee on Judiciary and Hawaiian Affairs	No. 2443	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs
No. 2425 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs	No. 2444	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2426 Committee on Education and Military Affairs, then to the Committee on Judiciary and Hawaiian Affairs	No. 2445	Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 2427 Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2446	Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2428 Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2447	Jointly to the Committee on Human Services and the Committee on Higher Education, then to the Committee on Ways and Means

No. 2448	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	No. 2468	Committee on Water, Land, and Agriculture
No. 2449	Jointly to the Committee on Higher Education and the Committee on Human Services, then to the Committee on Ways and Means	No. 2469	Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs
No. 2450	Committee on Judiciary and Hawaiian Affairs	No. 2470	Committee on Commerce, Consumer Protection and Housing
No. 2451	Committee on Energy, Environment, and International Affairs, then to the Committee on Commerce, Consumer Protection and Housing	No. 2471	Committee on Water, Land, and Agriculture, then to the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 2452	Committee on Education and Military Affairs, then to the Committee on Ways and Means	No. 2472	Jointly to the Committee on Transportation and Government Operations and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2453	Committee on Commerce, Consumer Protection and Housing	No. 2473	Jointly to the Committee on Higher Education and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 2454	Committee on Commerce, Consumer Protection and Housing	No. 2474	Committee on Human Services, then to the Committee on Ways and Means
No. 2455	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 2475	Committee on Water, Land, and Agriculture
No. 2456	Committee on Transportation and Government Operations	No. 2476	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Higher Education, then to the Committee on Ways and Means
No. 2457	Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs	No. 2477	Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs
No. 2458	Jointly to the Committee on Transportation and Government Operations and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 2478	Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
No. 2459	Committee on Transportation and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing	No. 2479	Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs
No. 2460	Committee on Business and Economic Development, then to the Committee on Ways and Means	No. 2480	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means
No. 2461	Committee on Human Services, then to the Committee on Ways and Means	No. 2481	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 2462	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs	No. 2482	Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
No. 2463	Committee on Health, then to the Committee on Ways and Means	No. 2483	Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
No. 2464	Committee on Health, then to the Committee on Commerce, Consumer Protection and Housing	No. 2484	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means
No. 2465	Committee on Health, then to the Committee on Ways and Means	No. 2485	Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
No. 2466	Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs		
No. 2467	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing		

No. 2486 Committee on Water, Land, and Agriculture, then to the Committee on Transportation and Government Operations

Senator Kim rose on a point of personal privilege as follows:

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

No. 2487 Committee on Water, Land, and Agriculture, then to the Committee on Transportation and Government Operations

“On January 19, 2006, I invoked Rule 84, Mr. President, and posed a series of questions both orally and in writing to the Senate Clerk. To this date, I have not received all the itemized information that I requested. While the Clerk responded just this morning with travel costs and an earlier memo that he is still gathering the information I requested, I have allowed more than adequate time for him to put this information together.

No. 2488 Committee on Transportation and Government Operations, then to the Committee on Ways and Means

“The information that I have requested has been previously asked for by me and is not new and should be readily available by this time. Therefore, Mr. President, under Rule 84 and the uniform information practice, if I do not receive this information by 4:30 today, I ask that the Clerk meet with me tomorrow at 11:00 a.m. to allow me access to the records that I request in his office. I have also submitted a second memo to the Clerk on January 23rd to ensure that what I’m asking for is very clear.

No. 2489 Committee on Judiciary and Hawaiian Affairs

“Thank you.”

No. 2490 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs

ADJOURNMENT

At 11:42 o’clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o’clock a.m., Monday, January 30, 2006.

No. 2491 Committee on Water, Land, and Agriculture

Respectfully submitted,

No. 2492 Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs

Clerk of the Senate

No. 2493 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Transportation and Government Operations

Approved:

No. 2494 Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs

President of the Senate

No. 2495 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means

No. 2496 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2497 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2498 Committee on Human Services, then to the Committee on Ways and Means

No. 2499 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 2500 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill Referred to:

No. 2020 Committee on Labor, then to the Committee on Ways and Means

No. 2021 Committee on Labor, then to the Committee on Ways and Means

No. 2024 Committee on Labor, then to the Committee on Ways and Means

SEVENTH DAY

Monday, January 30, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:33 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Ms. Sarah Leina`ala Akiona, after which the Roll was called showing all Senators present with the exception of Senators Ige, Ihara, Kokubun and Menor who were excused.

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

SENATE CONCURRENT RESOLUTION

The following concurrent resolution (S.C.R. No. 14) was read by the Clerk and was deferred:

Senate Concurrent Resolution

No. 14 "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK FEDERAL FUNDING TO BE USED FOR PROGRAMS AND MEASURES INTENDED TO CONTAIN AND ERADICATE COQUI FROGS IN HAWAII."

Offered by: Senator Kokubun.

SENATE RESOLUTION

The following resolution (S.R. No. 5) was read by the Clerk and was deferred:

Senate Resolution

No. 5 "SENATE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK FEDERAL FUNDING TO BE USED FOR PROGRAMS AND MEASURES INTENDED TO CONTAIN AND ERADICATE COQUI FROGS IN HAWAII."

Offered by: Senator Kokubun.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Wednesday, January 25, 2006:

Senate Bill Referred to:

No. 2501 Committee on Water, Land, and Agriculture

No. 2502 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means

No. 2503 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs

No. 2504 Jointly to the Committee on Health and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2505 Jointly to the Committee on Health and the Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2506 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs

No. 2507 Committee on Human Services, then to the Committee on Ways and Means

No. 2508 Committee on Health, then to the Committee on Ways and Means

No. 2509 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means

No. 2510 Jointly to the Committee on Labor and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 2511 Jointly to the Committee on Business and Economic Development, the Committee on Transportation and Government Operations and the Committee on Commerce, Consumer Protection and Housing, then jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means

No. 2512 Committee on Human Services, then to the Committee on Ways and Means

No. 2513 Committee on Labor, then to the Committee on Ways and Means

No. 2514 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means

No. 2515 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2516 Committee on Judiciary and Hawaiian Affairs

No. 2517 Committee on Judiciary and Hawaiian Affairs

No. 2518 Jointly to the Committee on Labor and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 2519 Committee on Judiciary and Hawaiian Affairs

No. 2520 Committee on Judiciary and Hawaiian Affairs

No. 2521 Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs

No. 2522 Committee on Judiciary and Hawaiian Affairs

No. 2523	Committee on Judiciary and Hawaiian Affairs	No. 2543	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2524	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs	No. 2544	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2525	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs	No. 2545	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2526	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs	No. 2546	Jointly to the Committee on Labor, the Committee on Business and Economic Development and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 2527	Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs	No. 2547	Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Business and Economic Development, then to the Committee on Ways and Means
No. 2528	Committee on Judiciary and Hawaiian Affairs	No. 2548	Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 2529	Committee on Judiciary and Hawaiian Affairs	No. 2549	Committee on Business and Economic Development, then to the Committee on Ways and Means
No. 2530	Committee on Judiciary and Hawaiian Affairs	No. 2550	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs
No. 2531	Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs	No. 2551	Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
No. 2532	Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs	No. 2552	Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
No. 2533	Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs	No. 2553	Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
No. 2534	Committee on Ways and Means	No. 2554	Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
No. 2535	Committee on Education and Military Affairs, then to the Committee on Ways and Means	No. 2555	Committee on Ways and Means
No. 2536	Jointly to the Committee on Commerce, Consumer Protection and Housing, the Committee on Business and Economic Development and the Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2556	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2537	Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs	No. 2557	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means
No. 2538	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 2558	Committee on Judiciary and Hawaiian Affairs
No. 2539	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	No. 2559	Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
No. 2540	Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means	No. 2560	Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
No. 2541	Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means	No. 2561	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2542	Committee on Business and Economic Development, then to the Committee on Ways and Means	No. 2562	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means

No. 2563	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means	No. 2584	Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
No. 2564	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means	No. 2585	Committee on Higher Education, then to the Committee on Ways and Means
No. 2565	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 2586	Committee on Higher Education, then to the Committee on Ways and Means
No. 2566	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means	No. 2587	Committee on Education and Military Affairs, then to the Committee on Ways and Means
No. 2567	Committee on Judiciary and Hawaiian Affairs	No. 2588	Committee on Health, then to the Committee on Ways and Means
No. 2568	Committee on Ways and Means	No. 2589	Committee on Judiciary and Hawaiian Affairs
No. 2569	Committee on Transportation and Government Operations, then to the Committee on Ways and Means	No. 2590	Committee on Judiciary and Hawaiian Affairs
No. 2570	Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means	No. 2591	Committee on Judiciary and Hawaiian Affairs
No. 2571	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2592	Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs
No. 2572	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 2593	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2573	Committee on Energy, Environment, and International Affairs, then to the Committee on Commerce, Consumer Protection and Housing	No. 2594	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2574	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Transportation and Government Operations	No. 2595	Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs
No. 2575	Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means	No. 2596	Committee on Judiciary and Hawaiian Affairs
No. 2576	Committee on Judiciary and Hawaiian Affairs	No. 2597	Committee on Judiciary and Hawaiian Affairs
No. 2577	Committee on Health, then to the Committee on Ways and Means	No. 2598	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2578	Committee on Judiciary and Hawaiian Affairs	No. 2599	Committee on Judiciary and Hawaiian Affairs
No. 2579	Committee on Judiciary and Hawaiian Affairs	No. 2600	Committee on Judiciary and Hawaiian Affairs
No. 2580	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2601	Committee on Judiciary and Hawaiian Affairs
No. 2581	Committee on Judiciary and Hawaiian Affairs	No. 2602	Committee on Judiciary and Hawaiian Affairs
No. 2582	Committee on Judiciary and Hawaiian Affairs	No. 2603	Committee on Judiciary and Hawaiian Affairs
No. 2583	Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs	No. 2604	Committee on Judiciary and Hawaiian Affairs
		No. 2605	Committee on Judiciary and Hawaiian Affairs
		No. 2606	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 2607 Affairs	Committee on Judiciary and Hawaiian	No. 2628 Affairs, then to the Committee on Ways and Means	Committee on Judiciary and Hawaiian
No. 2608 Affairs	Committee on Judiciary and Hawaiian	No. 2629 Committee on Ways and Means	Committee on Health, then to the Committee on Ways and Means
No. 2609 Affairs	Committee on Judiciary and Hawaiian	No. 2630 Ways and Means	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means
No. 2610 Affairs	Committee on Judiciary and Hawaiian	No. 2631 the Committee on Ways and Means	Committee on Higher Education, then to the Committee on Ways and Means
No. 2611 Affairs	Committee on Judiciary and Hawaiian	No. 2632 on Ways and Means	Jointly to the Committee on Higher Education and the Committee on Health, then to the Committee on Ways and Means
No. 2612 Affairs	Committee on Judiciary and Hawaiian	No. 2633 and Agriculture	Committee on Energy, Environment, and International Affairs, then to the Committee on Water, Land, and Agriculture
No. 2613 Affairs, then to the Committee on Ways and Means	Committee on Judiciary and Hawaiian	No. 2634 Protection and Housing	Committee on Commerce, Consumer Protection and Housing
No. 2614 Committee on Ways and Means	Committee on Labor, then to the Committee on Ways and Means	No. 2635 Agriculture	Committee on Water, Land, and Agriculture
No. 2615 the Committee on Judiciary and Hawaiian Affairs	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs	No. 2636 the Committee on Ways and Means	Committee on Human Services, then to the Committee on Ways and Means
No. 2616 Committee on Ways and Means	Committee on Labor, then to the Committee on Ways and Means	No. 2637 Transportation and Government Operations	Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Transportation and Government Operations
No. 2617 the Committee on Ways and Means	Committee on Human Services, then to the Committee on Ways and Means	No. 2638 and Means	Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
No. 2618 on Ways and Means	Jointly to the Committee on Higher Education and the Committee on Health, then to the Committee on Ways and Means	No. 2639 the Committee on Judiciary and Hawaiian Affairs	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs
No. 2619 Affairs	Committee on Judiciary and Hawaiian	No. 2640 the Committee on Ways and Means	Committee on Labor, then to the Committee on Ways and Means
No. 2620 the Committee on Judiciary and Hawaiian Affairs	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	No. 2641 the Committee on Ways and Means	Committee on Labor, then to the Committee on Ways and Means
No. 2621 Means	Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means	No. 2642 the Committee on Judiciary and Hawaiian Affairs	Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs
No. 2622 Means	Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means	No. 2643 the Committee on Ways and Means	Committee on Labor, then to the Committee on Ways and Means
No. 2623 Means	Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means	No. 2644 the Committee on Ways and Means	Committee on Labor, then to the Committee on Ways and Means
No. 2624 Committee on Ways and Means	Committee on Labor, then to the Committee on Ways and Means	No. 2645 the Committee on Ways and Means	Committee on Labor, then to the Committee on Ways and Means
No. 2625 the Committee on Ways and Means	Jointly to the Committee on Transportation and Government Operations and the Committee on Human Services, then to the Committee on Ways and Means	No. 2646 the Committee on Ways and Means	Committee on Labor, then to the Committee on Ways and Means
No. 2626 Committee on Ways and Means	Committee on Labor, then to the Committee on Ways and Means	No. 2647 Affairs	Committee on Education and Military Affairs, then to the Committee on Judiciary and Hawaiian Affairs
No. 2627 the Committee on Ways and Means	Committee on Human Services, then to the Committee on Ways and Means	No. 2648 the Committee on Ways and Means	Committee on Education and Military Affairs, then to the Committee on Ways and Means

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| <p>No. 2649 Committee on Education and Military Affairs, then to the Committee on Ways and Means</p> <p>No. 2650 Jointly to the Committee on Education and Military Affairs and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means</p> <p>No. 2651 Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means</p> <p>No. 2652 Jointly to the Committee on Education and Military Affairs and the Committee on Labor, then to the Committee on Ways and Means</p> <p>No. 2653 Committee on Education and Military Affairs, then to the Committee on Ways and Means</p> <p>No. 2654 Committee on Education and Military Affairs, then to the Committee on Ways and Means</p> <p>No. 2655 Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2656 Committee on Transportation and Government Operations, then to the Committee on Ways and Means</p> <p>No. 2657 Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2658 Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2659 Committee on Health, then to the Committee on Ways and Means</p> <p>No. 2660 Committee on Education and Military Affairs, then to the Committee on Ways and Means</p> <p>No. 2661 Committee on Transportation and Government Operations, then to the Committee on Ways and Means</p> <p>No. 2662 Committee on Transportation and Government Operations, then to the Committee on Ways and Means</p> <p>No. 2663 Committee on Transportation and Government Operations, then to the Committee on Ways and Means</p> <p>No. 2664 Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2665 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs</p> <p>No. 2666 Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2667 Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2668 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs</p> | <p>No. 2669 Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2670 Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2671 Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Water, Land, and Agriculture</p> <p>No. 2672 Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means</p> <p>No. 2673 Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means</p> <p>No. 2674 Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2675 Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means</p> <p>No. 2676 Committee on Health, then to the Committee on Ways and Means</p> <p>No. 2677 Committee on Commerce, Consumer Protection and Housing</p> <p>No. 2678 Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Housing, then jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means</p> <p>No. 2679 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture</p> <p>No. 2680 Committee on Energy, Environment, and International Affairs, then to the Committee on Commerce, Consumer Protection and Housing</p> <p>No. 2681 Committee on Human Services, then to the Committee on Ways and Means</p> <p>No. 2682 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means</p> <p>No. 2683 Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2684 Jointly to the Committee on Labor and the Committee on Health, then to the Committee on Ways and Means</p> <p>No. 2685 Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2686 Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means</p> <p>No. 2687 Committee on Judiciary and Hawaiian Affairs</p> <p>No. 2688 Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs</p> |
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- No. 2689 Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
 - No. 2690 Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
 - No. 2691 Committee on Labor, then to the Committee on Ways and Means
 - No. 2692 Committee on Human Services, then to the Committee on Ways and Means
 - No. 2693 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs
 - No. 2694 Jointly to the Committee on Health and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
 - No. 2695 Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs
 - No. 2696 Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs
 - No. 2697 Committee on Ways and Means
 - No. 2698 Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
 - No. 2699 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Education and Military Affairs, then to the Committee on Ways and Means
 - No. 2700 Committee on Labor, then to the Committee on Ways and Means
 - No. 2701 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
 - No. 2702 Jointly to the Committee on Commerce, Consumer Protection and Housing, the Committee on Intergovernmental Affairs and the Committee on Education and Military Affairs, then to the Committee on Ways and Means
 - No. 2703 Committee on Education and Military Affairs, then to the Committee on Ways and Means
 - No. 2704 Committee on Education and Military Affairs, then to the Committee on Ways and Means
 - No. 2705 Jointly to the Committee on Education and Military Affairs and the Committee on Labor, then to the Committee on Ways and Means
 - No. 2706 Committee on Education and Military Affairs, then to the Committee on Judiciary and Hawaiian Affairs
 - No. 2707 Jointly to the Committee on Education and Military Affairs and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
 - No. 2708 Jointly to the Committee on Education and Military Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
 - No. 2709 Jointly to the Committee on Business and Economic Development and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
 - No. 2710 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
 - No. 2711 Committee on Health, then to the Committee on Ways and Means
 - No. 2712 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
 - No. 2713 Committee on Human Services, then to the Committee on Ways and Means
 - No. 2714 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
 - No. 2715 Committee on Water, Land, and Agriculture
 - No. 2716 Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means
 - No. 2717 Committee on Higher Education, then to the Committee on Ways and Means
 - No. 2718 Committee on Education and Military Affairs, then to the Committee on Ways and Means
 - No. 2719 Committee on Education and Military Affairs, then to the Committee on Ways and Means
 - No. 2720 Jointly to the Committee on Education and Military Affairs and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
 - No. 2721 Committee on Education and Military Affairs
 - No. 2722 Jointly to the Committee on Education and Military Affairs and the Committee on Higher Education, then to the Committee on Ways and Means
 - No. 2723 Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
 - No. 2724 Jointly to the Committee on Human Services and the Committee on Education and Military Affairs, then to the Committee on Ways and Means
 - No. 2725 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means
 - No. 2726 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means
 - No. 2727 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means

- No. 2728 Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2729 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means
- No. 2730 Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 2731 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2732 Committee on Education and Military Affairs, then to the Committee on Ways and Means
- No. 2733 Committee on Education and Military Affairs, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2734 Jointly to the Committee on Health and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
- No. 2735 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2736 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2737 Committee on Water, Land, and Agriculture
- No. 2738 Committee on Education and Military Affairs, then to the Committee on Ways and Means
- No. 2739 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 2740 Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2741 Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2742 Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means
- No. 2743 Committee on Ways and Means
- No. 2744 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 2745 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2746 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2747 Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 2748 Jointly to the Committee on Labor and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 2749 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture
- No. 2750 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture
- No. 2751 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture
- No. 2752 Committee on Water, Land, and Agriculture, then to the Committee on Energy, Environment, and International Affairs
- No. 2753 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 2754 Jointly to the Committee on Business and Economic Development and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 2755 Committee on Commerce, Consumer Protection and Housing
- No. 2756 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 2757 Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 2758 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 2759 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing
- No. 2760 Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2761 Jointly to the Committee on Business and Economic Development and the Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means
- No. 2762 Committee on Commerce, Consumer Protection and Housing
- No. 2763 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs

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No. 2764	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means	No. 2789	Committee on Transportation and Government Operations
No. 2765	Jointly to the Committee on Health and the Committee on Education and Military Affairs, then to the Committee on Ways and Means	No. 2790	Committee on Media, Arts, Science and Technology
No. 2766	Committee on Ways and Means	No. 2791	Committee on Labor, then to the Committee on Commerce, Consumer Protection and Housing
No. 2767	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	No. 2792	Committee on Ways and Means
No. 2768	Committee on Transportation and Government Operations, then to the Committee on Ways and Means	No. 2793	Committee on Education and Military Affairs, then to the Committee on Ways and Means
No. 2769	Committee on Commerce, Consumer Protection and Housing	No. 2794	Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2770	Committee on Media, Arts, Science and Technology	No. 2795	Jointly to the Committee on Human Services and the Committee on Education and Military Affairs, then to the Committee on Judiciary and Hawaiian Affairs
No. 2771	Committee on Ways and Means	No. 2796	Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
No. 2772	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs	No. 2797	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2773	Committee on Commerce, Consumer Protection and Housing	No. 2798	Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 2774	Committee on Commerce, Consumer Protection and Housing	No. 2799	Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
No. 2775	Committee on Commerce, Consumer Protection and Housing	No. 2800	Committee on Business and Economic Development, then to the Committee on Ways and Means
No. 2776	Committee on Commerce, Consumer Protection and Housing	No. 2801	Jointly to the Committee on Health and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
No. 2777	Committee on Commerce, Consumer Protection and Housing	No. 2802	Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs
No. 2778	Committee on Transportation and Government Operations	No. 2803	Committee on Judiciary and Hawaiian Affairs
No. 2779	Committee on Transportation and Government Operations	No. 2804	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means
No. 2780	Committee on Transportation and Government Operations	No. 2805	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs
No. 2781	Committee on Transportation and Government Operations	No. 2806	Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means
No. 2782	Committee on Health	No. 2807	Jointly to the Committee on Health and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 2783	Committee on Human Services	No. 2808	Jointly to the Committee on Health and the Committee on Education and Military Affairs, then to the Committee on Judiciary and Hawaiian Affairs
No. 2784	Committee on Human Services	No. 2809	Committee on Commerce, Consumer Protection and Housing
No. 2785	Committee on Media, Arts, Science and Technology		
No. 2786	Committee on Ways and Means		
No. 2787	Committee on Ways and Means		
No. 2788	Committee on Transportation and Government Operations		

No. 2810 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Education and Military Affairs

No. 2811 Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 2812 Committee on Labor, then to the Committee on Ways and Means

No. 2813 Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means

No. 2814 Jointly to the Committee on Intergovernmental Affairs and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 2815 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs

No. 2816 Committee on Commerce, Consumer Protection and Housing

No. 2817 Committee on Education and Military Affairs

No. 2818 Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Higher Education, then to the Committee on Ways and Means

No. 2819 Committee on Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing

No. 2820 Jointly to the Committee on Education and Military Affairs and the Committee on Higher Education, then to the Committee on Ways and Means

No. 2821 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2822 Committee on Water, Land, and Agriculture

No. 2823 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs

No. 2824 Jointly to the Committee on Education and Military Affairs and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means

No. 2825 Committee on Judiciary and Hawaiian Affairs

No. 2826 Committee on Ways and Means

No. 2827 Jointly to the Committee on Tourism and the Committee on Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing

No. 2828 Jointly to the Committee on Business and Economic Development, the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 2829 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2830 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2831 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 2832 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 2833 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2834 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2835 Jointly to the Committee on Education and Military Affairs and the Committee on Labor, then to the Committee on Ways and Means

No. 2836 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2837 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2838 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2839 Jointly to the Committee on Education and Military Affairs and the Committee on Labor, then to the Committee on Ways and Means

No. 2840 Committee on Labor, then to the Committee on Ways and Means

No. 2841 Committee on Health, then to the Committee on Ways and Means

No. 2842 Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs

No. 2843 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 2844 Committee on Judiciary and Hawaiian Affairs

No. 2845 Committee on Transportation and Government Operations

No. 2846 Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs

No. 2847 Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs

No. 2848 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 2849 Committee on Higher Education, then to the Committee on Judiciary and Hawaiian Affairs

No. 2850 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 2851 Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs

No. 2852 Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs

No. 2853 Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs

No. 2854 Committee on Energy, Environment, and International Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 2855 Jointly to the Committee on Labor and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2856 Committee on Intergovernmental Affairs

No. 2857 Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 2858 Jointly to the Committee on Transportation and Government Operations and the Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2859 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2860 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2861 Jointly to the Committee on Human Services and the Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2862 Jointly to the Committee on Education and Military Affairs and the Committee on Human Services, then to the Committee on Ways and Means

No. 2863 Committee on Judiciary and Hawaiian Affairs

No. 2864 Committee on Business and Economic Development, then to the Committee on Ways and Means

No. 2865 Jointly to the Committee on Health and the Committee on Judiciary and Hawaiian Affairs

No. 2866 Committee on Ways and Means

No. 2867 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 2868 Jointly to the Committee on Energy, Environment, and International Affairs, the Committee on Commerce, Consumer Protection and Housing and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2869 Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs

No. 2870 Jointly to the Committee on Education and Military Affairs and the Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means

No. 2871 Committee on Judiciary and Hawaiian Affairs

No. 2872 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2873 Committee on Business and Economic Development, then to the Committee on Judiciary and Hawaiian Affairs

No. 2874 Jointly to the Committee on Transportation and Government Operations and the Committee on Business and Economic Development

No. 2875 Committee on Judiciary and Hawaiian Affairs

No. 2876 Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 2877 Committee on Judiciary and Hawaiian Affairs

No. 2878 Committee on Ways and Means

No. 2879 Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 2880 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2881 Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 2882 Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 2883 Jointly to the Committee on Higher Education and the Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2884 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2885 Jointly to the Committee on Higher Education and the Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2886	Committee on Education and Military Affairs, then to the Committee on Ways and Means	No. 2904	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2887	Jointly to the Committee on Education and Military Affairs and the Committee on Labor	No. 2905	Jointly to the Committee on Education and Military Affairs and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2888	Committee on Education and Military Affairs, then to the Committee on Ways and Means	No. 2906	Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs
No. 2889	Jointly to the Committee on Transportation and Government Operations, the Committee on Health and the Committee on Tourism	No. 2907	Jointly to the Committee on Transportation and Government Operations and the Committee on Energy, Environment, and International Affairs, then to the Committee on Judiciary and Hawaiian Affairs
No. 2890	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means	No. 2908	Committee on Commerce, Consumer Protection and Housing
No. 2891	Committee on Health, then to the Committee on Ways and Means	No. 2909	Jointly to the Committee on Intergovernmental Affairs and the Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs
No. 2892	Jointly to the Committee on Transportation and Government Operations and the Committee on Tourism, then to the Committee on Ways and Means	No. 2910	Committee on Ways and Means
No. 2893	Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means	No. 2911	Committee on Commerce, Consumer Protection and Housing
No. 2894	Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means	No. 2912	Committee on Commerce, Consumer Protection and Housing
No. 2895	Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing	No. 2913	Committee on Commerce, Consumer Protection and Housing
No. 2896	Committee on Transportation and Government Operations	No. 2914	Jointly to the Committee on Transportation and Government Operations and the Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs
No. 2897	Committee on Transportation and Government Operations, then to the Committee on Ways and Means	No. 2915	Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs
No. 2898	Jointly to the Committee on Health and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means	No. 2916	Committee on Commerce, Consumer Protection and Housing
No. 2899	Committee on Transportation and Government Operations, then to the Committee on Ways and Means	No. 2917	Committee on Commerce, Consumer Protection and Housing
No. 2900	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	No. 2918	Jointly to the Committee on Intergovernmental Affairs and the Committee on Energy, Environment, and International Affairs
No. 2901	Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means	No. 2919	Committee on Ways and Means
No. 2902	Committee on Judiciary and Hawaiian Affairs	No. 2920	Jointly to the Committee on Transportation and Government Operations and the Committee on Human Services, then to the Committee on Ways and Means
No. 2903	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 2921	Committee on Human Services
		No. 2922	Committee on Judiciary and Hawaiian Affairs
		No. 2923	Committee on Water, Land, and Agriculture
		No. 2924	Committee on Judiciary and Hawaiian Affairs

No. 2925	Committee on Labor, then to the Committee on Ways and Means	No. 2945	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2926	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2946	Committee on Judiciary and Hawaiian Affairs
No. 2927	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs	No. 2947	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2928	Committee on Judiciary and Hawaiian Affairs	No. 2948	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2929	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Judiciary and Hawaiian Affairs	No. 2949	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2930	Committee on Judiciary and Hawaiian Affairs	No. 2950	Committee on Judiciary and Hawaiian Affairs
No. 2931	Committee on Judiciary and Hawaiian Affairs	No. 2951	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2932	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2952	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2933	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2953	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2934	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2954	Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
No. 2935	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2955	Jointly to the Committee on Transportation and Government Operations and the Committee on Education and Military Affairs, then to the Committee on Ways and Means
No. 2936	Committee on Judiciary and Hawaiian Affairs	No. 2956	Jointly to the Committee on Education and Military Affairs and the Committee on Higher Education, then to the Committee on Ways and Means
No. 2937	Committee on Judiciary and Hawaiian Affairs	No. 2957	Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2938	Jointly to the Committee on Intergovernmental Affairs and the Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs	No. 2958	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2939	Jointly to the Committee on Water, Land, and Agriculture, the Committee on Business and Economic Development and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs	No. 2959	Jointly to the Committee on Higher Education, the Committee on Labor and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
No. 2940	Committee on Education and Military Affairs, then to the Committee on Ways and Means	No. 2960	Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Higher Education, then to the Committee on Ways and Means
No. 2941	Committee on Judiciary and Hawaiian Affairs	No. 2961	Committee on Health, then to the Committee on Ways and Means
No. 2942	Jointly to the Committee on Water, Land, and Agriculture, the Committee on Media, Arts, Science and Technology and the Committee on Energy, Environment, and International Affairs, then jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means	No. 2962	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs
No. 2943	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 2963	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Transportation and Government Operations
No. 2944	Committee on Judiciary and Hawaiian Affairs		

- No. 2964 Committee on Tourism, then to the Committee on Ways and Means
- No. 2965 Jointly to the Committee on Tourism and the Committee on Business and Economic Development, then to the Committee on Ways and Means
- No. 2966 Committee on Tourism, then to the Committee on Ways and Means
- No. 2967 Committee on Ways and Means
- No. 2968 Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Tourism, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2969 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 2970 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 2971 Committee on Education and Military Affairs, then to the Committee on Ways and Means
- No. 2972 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing
- No. 2973 Jointly to the Committee on Tourism, the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs
- No. 2974 Committee on Tourism, then to the Committee on Ways and Means
- No. 2975 Committee on Tourism, then to the Committee on Ways and Means
- No. 2976 Jointly to the Committee on Transportation and Government Operations and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 2977 Committee on Higher Education, then to the Committee on Ways and Means
- No. 2978 Committee on Judiciary and Hawaiian Affairs
- No. 2979 Committee on Labor, then to the Committee on Ways and Means
- No. 2980 Jointly to the Committee on Education and Military Affairs and the Committee on Higher Education, then to the Committee on Ways and Means
- No. 2981 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 2982 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs
- No. 2983 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 2984 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 2985 Jointly to the Committee on Business and Economic Development and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 2986 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2987 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2988 Committee on Ways and Means
- No. 2989 Committee on Ways and Means
- No. 2990 Committee on Judiciary and Hawaiian Affairs
- No. 2991 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 2992 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Business and Economic Development
- No. 2993 Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 2994 Committee on Ways and Means
- No. 2995 Jointly to the Committee on Transportation and Government Operations and the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means
- No. 2996 Jointly to the Committee on Transportation and Government Operations and the Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means
- No. 2997 Jointly to the Committee on Transportation and Government Operations and the Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means
- No. 2998 Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2999 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 3000 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Intergovernmental Affairs
- No. 3001 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 3002 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Commerce, Consumer

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No. 3003	Jointly to the Committee on Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 3024	Committee on Ways and Means
No. 3004	Committee on Transportation and Government Operations, then to the Committee on Ways and Means	No. 3025	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs
No. 3005	Committee on Ways and Means	No. 3026	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Business and Economic Development, then to the Committee on Ways and Means
No. 3006	Committee on Judiciary and Hawaiian Affairs	No. 3027	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 3007	Committee on Human Services, then to the Committee on Ways and Means	No. 3028	Committee on Human Services, then to the Committee on Ways and Means
No. 3008	Committee on Labor	No. 3029	Committee on Water, Land, and Agriculture
No. 3009	Committee on Labor, then to the Committee on Ways and Means	No. 3030	Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 3010	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 3031	Committee on Labor, then to the Committee on Ways and Means
No. 3011	Committee on Labor, then to the Committee on Ways and Means	No. 3032	Committee on Commerce, Consumer Protection and Housing
No. 3012	Committee on Labor, then to the Committee on Ways and Means	No. 3033	Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs
No. 3013	Committee on Labor, then to the Committee on Ways and Means	No. 3034	Jointly to the Committee on Labor and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 3014	Jointly to the Committee on Transportation and Government Operations and the Committee on Labor, then to the Committee on Ways and Means	No. 3035	Committee on Labor, then to the Committee on Ways and Means
No. 3015	Jointly to the Committee on Labor and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means	No. 3036	Committee on Ways and Means
No. 3016	Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs	No. 3037	Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
No. 3017	Committee on Commerce, Consumer Protection and Housing	No. 3038	Committee on Education and Military Affairs, then to the Committee on Ways and Means
No. 3018	Jointly to the Committee on Labor and the Committee on Tourism	No. 3039	Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
No. 3019	Jointly to the Committee on Labor and the Committee on Education and Military Affairs, then to the Committee on Ways and Means	No. 3040	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 3020	Jointly to the Committee on Labor and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means	No. 3041	Committee on Ways and Means
No. 3021	Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs	No. 3042	Committee on Ways and Means
No. 3022	Jointly to the Committee on Labor and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means	No. 3043	Committee on Ways and Means
		No. 3044	Committee on Ways and Means
		No. 3045	Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
		No. 3046	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

- No. 3047 Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs
- No. 3048 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 3049 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs
- No. 3050 Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs
- No. 3051 Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 3052 Jointly to the Committee on Health, the Committee on Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 3053 Committee on Education and Military Affairs, then to the Committee on Ways and Means
- No. 3054 Jointly to the Committee on Education and Military Affairs and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 3055 Jointly to the Committee on Education and Military Affairs and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
- No. 3056 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs
- No. 3057 Committee on Education and Military Affairs, then to the Committee on Judiciary and Hawaiian Affairs
- No. 3058 Jointly to the Committee on Education and Military Affairs and the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means
- No. 3059 Committee on Education and Military Affairs, then to the Committee on Ways and Means
- No. 3060 Jointly to the Committee on Higher Education, the Committee on Education and Military Affairs and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
- No. 3061 Committee on Education and Military Affairs, then to the Committee on Ways and Means
- No. 3062 Jointly to the Committee on Tourism, the Committee on Media, Arts, Science and Technology and the Committee on Education and Military Affairs, then to the Committee on Ways and Means
- No. 3063 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 3064 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs
- No. 3065 Committee on Commerce, Consumer Protection and Housing
- No. 3066 Committee on Commerce, Consumer Protection and Housing
- No. 3067 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs
- No. 3068 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Commerce, Consumer Protection and Housing
- No. 3069 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
- No. 3070 Committee on Commerce, Consumer Protection and Housing
- No. 3071 Jointly to the Committee on Labor and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
- No. 3072 Committee on Labor, then to the Committee on Commerce, Consumer Protection and Housing
- No. 3073 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 3074 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 3075 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 3076 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Energy, Environment, and International Affairs
- No. 3077 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 3078 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Business and Economic Development, then to the Committee on Ways and Means
- No. 3079 Committee on Water, Land, and Agriculture
- No. 3080 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
- No. 3081 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 3082 Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means
- No. 3083 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means

- No. 3084 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 3085 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 3086 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 3087 Jointly to the Committee on Higher Education and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 3088 Committee on Labor, then to the Committee on Ways and Means
- No. 3089 Committee on Labor, then to the Committee on Ways and Means
- No. 3090 Committee on Labor, then to the Committee on Ways and Means
- No. 3091 Jointly to the Committee on Business and Economic Development and the Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs
- No. 3092 Committee on Education and Military Affairs, then to the Committee on Ways and Means
- No. 3093 Jointly to the Committee on Education and Military Affairs and the Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means
- No. 3094 Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs
- No. 3095 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs
- No. 3096 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 3097 Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs
- No. 3098 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
- No. 3099 Committee on Ways and Means
- No. 3100 Committee on Ways and Means
- No. 3101 Jointly to the Committee on Education and Military Affairs and the Committee on Human Services, then to the Committee on Ways and Means
- No. 3102 Committee on Education and Military Affairs, then to the Committee on Ways and Means
- No. 3103 Committee on Education and Military Affairs, then to the Committee on Ways and Means
- No. 3104 Committee on Ways and Means
- No. 3105 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 3106 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 3107 Jointly to the Committee on Transportation and Government Operations and the Committee on Commerce, Consumer Protection and Housing
- No. 3108 Committee on Health, then to the Committee on Ways and Means
- No. 3109 Committee on Judiciary and Hawaiian Affairs
- No. 3110 Committee on Business and Economic Development, then to the Committee on Ways and Means
- No. 3111 Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means
- No. 3112 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 3113 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 3114 Committee on Tourism, then to the Committee on Ways and Means
- No. 3115 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 3116 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
- No. 3117 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs
- No. 3118 Committee on Higher Education, then to the Committee on Ways and Means
- No. 3119 Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 3120 Committee on Higher Education, then to the Committee on Ways and Means
- No. 3121 Committee on Higher Education, then to the Committee on Ways and Means
- No. 3122 Jointly to the Committee on Education and Military Affairs and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 3123 Committee on Ways and Means
- No. 3124 Committee on Higher Education
- No. 3125 Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 3126	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 3146	Committee on Health, then to the Committee on Ways and Means
No. 3127	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 3147	Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
No. 3128	Committee on Health, then to the Committee on Ways and Means	No. 3148	Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
No. 3129	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 3149	Committee on Education and Military Affairs, then to the Committee on Ways and Means
No. 3130	Committee on Ways and Means	No. 3150	Jointly to the Committee on Education and Military Affairs and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 3131	Committee on Labor, then to the Committee on Ways and Means	No. 3151	Committee on Ways and Means
No. 3132	Committee on Education and Military Affairs, then to the Committee on Ways and Means	No. 3152	Committee on Health, then to the Committee on Ways and Means
No. 3133	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs	No. 3153	Committee on Health, then to the Committee on Ways and Means
No. 3134	Jointly to the Committee on Intergovernmental Affairs and the Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs	No. 3154	Committee on Ways and Means
No. 3135	Committee on Health, then to the Committee on Ways and Means	No. 3155	Committee on Health, then to the Committee on Ways and Means
No. 3136	Committee on Education and Military Affairs, then to the Committee on Ways and Means	No. 3156	Committee on Health, then to the Committee on Ways and Means
No. 3137	Jointly to the Committee on Education and Military Affairs and the Committee on Water, Land, and Agriculture, then jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means	No. 3157	Committee on Education and Military Affairs, then to the Committee on Ways and Means
No. 3138	Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means	No. 3158	Committee on Health, then to the Committee on Ways and Means
No. 3139	Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means	No. 3159	Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 3140	Committee on Education and Military Affairs, then to the Committee on Ways and Means	No. 3160	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 3141	Committee on Transportation and Government Operations, then to the Committee on Ways and Means	No. 3161	Committee on Energy, Environment, and International Affairs, then to the Committee on Commerce, Consumer Protection and Housing
No. 3142	Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs	No. 3162	Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 3143	Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Housing	No. 3163	Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 3144	Committee on Education and Military Affairs, then to the Committee on Ways and Means	No. 3164	Jointly to the Committee on Transportation and Government Operations and the Committee on Energy, Environment, and International Affairs, then to the Committee on Judiciary and Hawaiian Affairs
No. 3145	Committee on Judiciary and Hawaiian Affairs	No. 3165	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means

No. 3166 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 3167 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

No. 3168 Jointly to the Committee on Intergovernmental Affairs and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means

No. 3169 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means

No. 3170 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture

No. 3171 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Business and Economic Development, then to the Committee on Ways and Means

No. 3172 Committee on Energy, Environment, and International Affairs, then to the Committee on Commerce, Consumer Protection and Housing

No. 3173 Committee on Energy, Environment, and International Affairs, then to the Committee on Commerce, Consumer Protection and Housing

No. 3174 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

No. 3175 Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means

No. 3176 Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs

No. 3177 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 3178 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 3179 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture, then to the Committee on Commerce, Consumer Protection and Housing

No. 3180 Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Intergovernmental Affairs

No. 3181 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 3182 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 3183 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Transportation and Government Operations

No. 3184 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 3185 Committee on Energy, Environment, and International Affairs, then to the Committee on Commerce, Consumer Protection and Housing

No. 3186 Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means

No. 3187 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 3188 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means

No. 3189 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 3190 Committee on Energy, Environment, and International Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 3191 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 3192 Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means

No. 3193 Jointly to the Committee on Health and the Committee on Energy, Environment, and International Affairs, then to the Committee on Commerce, Consumer Protection and Housing

No. 3194 Jointly to the Committee on Education and Military Affairs and the Committee on Labor, then to the Committee on Ways and Means

No. 3195 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 3196 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 3197 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 3198	Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs	No. 3220	Jointly to the Committee on Education and Military Affairs and the Committee on Human Services, then to the Committee on Ways and Means
No. 3199	Committee on Human Services, then to the Committee on Ways and Means	No. 3221	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means
No. 3200	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs	No. 3222	Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means
No. 3201	Jointly to the Committee on Health and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means	No. 3223	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 3202	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means	No. 3224	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means
No. 3203	Committee on Ways and Means	No. 3225	Committee on Education and Military Affairs, then to the Committee on Ways and Means
No. 3204	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs	No. 3226	Jointly to the Committee on Education and Military Affairs and the Committee on Higher Education, then to the Committee on Ways and Means
No. 3205	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means	No. 3227	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs
No. 3206	Committee on Human Services, then to the Committee on Ways and Means	No. 3228	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
No. 3207	Committee on Human Services, then to the Committee on Ways and Means	No. 3229	Committee on Human Services, then to the Committee on Ways and Means
No. 3208	Committee on Health, then to the Committee on Commerce, Consumer Protection and Housing	No. 3230	Jointly to the Committee on Health and the Committee on Higher Education, then to the Committee on Ways and Means
No. 3209	Committee on Health, then to the Committee on Ways and Means	No. 3231	Committee on Health, then to the Committee on Commerce, Consumer Protection and Housing
No. 3210	Jointly to the Committee on Health and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 3232	Jointly to the Committee on Education and Military Affairs and the Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means
No. 3211	Committee on Human Services, then to the Committee on Ways and Means	No. 3233	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs
No. 3212	Committee on Ways and Means	No. 3234	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 3213	Committee on Human Services, then to the Committee on Ways and Means	No. 3235	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 3214	Committee on Transportation and Government Operations, then to the Committee on Ways and Means	No. 3236	Committee on Judiciary and Hawaiian Affairs
No. 3215	Committee on Human Services, then to the Committee on Ways and Means	No. 3237	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 3216	Jointly to the Committee on Health and the Committee on Human Services	No. 3238	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means
No. 3217	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means	No. 3239	Committee on Judiciary and Hawaiian Affairs
No. 3218	Committee on Human Services	No. 3240	Committee on Judiciary and Hawaiian Affairs
No. 3219	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs		

No. 3241	Committee on Judiciary and Hawaiian Affairs	No. 3260	Jointly to the Committee on Labor and the Committee on Health, then to the Committee on Ways and Means
No. 3242	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means	No. 3261	Committee on Health, then to the Committee on Commerce, Consumer Protection and Housing
No. 3243	Jointly to the Committee on Health, the Committee on Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 3262	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs
No. 3244	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	No. 3263	Committee on Health, then to the Committee on Commerce, Consumer Protection and Housing
No. 3245	Committee on Human Services, then to the Committee on Ways and Means	No. 3264	Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
No. 3246	Committee on Human Services, then to the Committee on Ways and Means	No. 3265	Committee on Judiciary and Hawaiian Affairs
No. 3247	Committee on Human Services, then to the Committee on Ways and Means	No. 3266	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs
No. 3248	Committee on Human Services, then to the Committee on Ways and Means	No. 3267	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 3249	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	No. 3268	Jointly to the Committee on Transportation and Government Operations and the Committee on Health, then to the Committee on Ways and Means
No. 3250	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	No. 3269	Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs
No. 3251	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	No. 3270	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means
No. 3252	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means	No. 3271	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means
No. 3253	Committee on Human Services, then to the Committee on Ways and Means	No. 3272	Jointly to the Committee on Health and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
No. 3254	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs	No. 3273	Jointly to the Committee on Education and Military Affairs and the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs
No. 3255	Committee on Human Services, then to the Committee on Ways and Means	No. 3274	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means
No. 3256	Committee on Education and Military Affairs, then to the Committee on Ways and Means	No. 3275	Jointly to the Committee on Education and Military Affairs and the Committee on Health, then to the Committee on Ways and Means
No. 3257	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Commerce, Consumer Protection and Housing	No. 3276	Committee on Health, then to the Committee on Ways and Means
No. 3258	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means	No. 3277	Committee on Health, then to the Committee on Commerce, Consumer Protection and Housing
No. 3259	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means	No. 3278	Committee on Commerce, Consumer Protection and Housing
		No. 3279	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs
		No. 3280	Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on

Intergovernmental Affairs, then to the Committee on Ways and Means

No. 3281 Committee on Health, then to the Committee on Ways and Means

No. 3282 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

No. 3283 Jointly to the Committee on Health and the Committee on Labor, then to the Committee on Ways and Means

HOUSE COMMUNICATION

On motion by Senator Hee, seconded by Senator Hogue and carried unanimously, the Clerk was authorized to receive a House communication transmitting H.B. No. 1949, relating to the authorization of funds for the expenses of the Legislature. In consequence thereof and subsequent to its recessing at 11:37 o'clock a.m., the Senate took the following action:

Hse. Com. No. 3, transmitting H.B. No. 1949, which passed Third Reading in the House of Representatives on January 30, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1949, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," passed First Reading by title and was referred to the Committee on Ways and Means.

ADJOURNMENT

At 12:46 o'clock p.m., the Senate adjourned until 11:30 o'clock a.m., Tuesday, January 31, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

EIGHTH DAY

Tuesday, January 31, 2006

MISCELLANEOUS COMMUNICATION

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:41 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the students of Punana Leo o Kawaiaha'o, after which the Roll was called showing all Senators present.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 208 to 210) were read by the Clerk and were placed on file:

Gov. Msg. No. 208, dated January 20, 2006, transmitting a Report on Unauthorized Positions, pursuant to Act 178, Section 167, SLH 2005.

Gov. Msg. No. 209, dated January 23, 2006, transmitting a Progress Report Regarding State Support for Achieving Hawaii's Renewable Portfolio Standards, prepared by the Department of Business, Economic Development, and Tourism pursuant to Section 196-41, HRS.

Gov. Msg. No. 210, dated January 31, 2006, transmitting the Interagency Working Group Report, prepared by the Department of Education pursuant to Act 51, Section 42, SLH 2004, on the Transfer of Functions from Various Departments to the Department of Education.

STANDING COMMITTEE REPORT

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2001) recommending that H.B. No. 1949, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the majority of the Committee was adopted and H.B. No. 1949, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 2, 2006.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill	Referred to:
No. 2222	Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means
No. 2269	Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Business and Economic Development, then to the Committee on Ways and Means

Misc. Com. No. 2, from the Hawai'i Educational Policy Center, dated December 28, 2005, transmitting the Temporary Early Childhood Education Task Force Report, pursuant to Act 151, SLH 2005, was read by the Clerk and was placed on file.

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

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

"Mr. President, it's no secret here in the Senate that in accordance with Rule 4, which clearly says the Vice President and President shall prepare and administer a budget for the Senate, there seems to be some consternation on the budget which was duly discussed this morning in the Ways and Means Committee, but unfortunately, answers were not forthcoming.

"I sent a letter to you dated January 30th asking for an explanation via the budget of what I surmise to be discrimination. You might even say there's unconstitutional discrimination, via the fact that we do represent a portion of our electorate in the State of Hawaii, regarding the differences between the perks and benefits paid by the taxpayers accorded to Majority Party members and Minority Party members. We did receive some answers. And according to a letter I've received from you today, the information I requested was passed on to the Senate Vice President. But the specific answers we requested in my letter to you have not been forthcoming, nor have they been answered.

"I might add that several years ago we requested the Senate budget worksheets be made available so the public could understand what's being done, and that turned out to be very much of a success for everybody, including this Senate for being astute enough after years of having the budget made under the shadow of secrecy of the Legislature, I would suggest that now is the time to do the same for our operating budget, Mr. President.

"We believe that there is a tremendous discrimination between what Majority Party office holders in their research office make compare to their counterparts in our office. We believe that there is a misappropriation of money by allowing Majority Party members to have two office staff members in the interim when our office only has one. And we're also very concerned that the budget that we're going to pass 48 hours from now is going to up the allowances for each legislative office by 50 percent, which is clearly a substantial increase but yet there's no accounting for that money. We would like to see how that money is spent by the individual offices.

"I would remind all of us it's not our money. There are a lot of people working awfully hard. In fact, statistically, the State of Hawaii has more people working two jobs to make ends meet than most states. We have one of the highest rates of dual wagger households in the nation.

"Mr. President, before we vote on the budget, I would like to see the Majority Party make information available to us so that we can make informed decisions on how to vote on this budget. But right now, we seem to be voting for a lot of things that are working against us as far as fairness and equity goes in the budget process.

"I might add that we were duly elected by the people of Hawaii. We represent 20 percent of this Legislative Body, but

when I added up the votes, we represented 40 percent of the constituents of this State. I think they deserve every bit a fair consideration, as far as the budget process goes, that the Majority Party's constituents do.

"We would like to also get some specific answers to these specific questions. I did receive some generic information but it had nothing to do with the information I requested. I'd like to ask once again that whoever is, under Rule 4, handling this issue, be forthcoming with some information, Mr. President.

"Thank you."

The Chair responded:

"Senator Hemmings, if you have time this afternoon, I'd like to sit down with you and your staff to go over some of the documents."

Senator Fukunaga, Chair of the Committee on Media, Arts, Science and Technology, requested a waiver of the notice requirement pursuant to Senate Rule 21 for the following Senate Bills:

- S.B. No. 2384;
- S.B. No. 2570;
- S.B. No. 2651;
- S.B. No. 2716;
- S.B. No. 2740;
- S.B. No. 2741;
- S.B. No. 2742;
- S.B. No. 2813;
- S.B. No. 3111; and
- S.B. No. 3222.

Senator Fukunaga noted:

"Mr. President, for the member's information, these bills are essentially performing and digital media measures which we would like to advance early on the agenda and take as much time for comment and testimony as possible. Thank you."

The Chair then granted the waiver.

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

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

"The comments concern, I guess, form as well as substance. When we have a bill and we hear it before Committee, usually there is somebody there that we as Senators can ask questions of to get information from. And so, when the bill came before us in Ways and Means, the Legislative Auditor was there to answer questions about her portion of the budget, the Ombudsman was there, so was the Legislative Reference Bureau. But when it came to our own expenses or our own budget, there was nobody there sitting at the table in front of us that we could ask questions of and get straight answers on an immediate basis.

"Many of my constituents, and I'm sure some of yours, consider much of what we do, at best, are irrelevant and at worst either negative or partisan. And I think that if the process were more open and transparent at least in terms of our budget and our expenses when it goes before Ways and Means, much of the fears of the general public might be allayed.

"So I ask, in the future, if it is possible to have somebody at the table that is a testifier, then they can speak in terms of how the budget was prepared and what was included, it would

facilitate the matters at the Committee level where it should be originally discussed.

"Thank you."

ADJOURNMENT

At 11:56 o'clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, February 1, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

NINTH DAY

Wednesday, February 1, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:42 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. Adewale Akinnouye-Agbaje, after which the Roll was called showing all Senators present.

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

HOUSE COMMUNICATION

Hse. Com. No. 4, transmitting H.B. No. 1861, which passed Third Reading in the House of Representatives on January 31, 2006, was read by the Clerk and was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1861, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was deferred.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill Referred to:

No. 2014 Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Business and Economic Development, then to the Committee on Ways and Means

No. 2019 Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs

No. 2031 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Business and Economic Development, then to the Committee on Judiciary and Hawaiian Affairs

No. 2047 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 2078 Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Business and Economic Development, then to the Committee on Ways and Means

No. 2100 Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Business and Economic Development, then to the Committee on Ways and Means

No. 2127 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Business and Economic Development, then to the Committee on Ways and Means

No. 2143 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 2158 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs

No. 2159 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs

No. 2213 Jointly to the Committee on Transportation and Government Operations and the Committee on Business and Economic Development, then to the Committee on Judiciary and Hawaiian Affairs

No. 2214 Jointly to the Committee on Transportation and Government Operations and the Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2220 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs

No. 2227 Jointly to the Committee on Health and the Committee on Media, Arts, Science and Technology, then to the Committee on Commerce, Consumer Protection and Housing

No. 2289 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs

No. 2290 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs

No. 2292 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs

No. 2293 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology

No. 2301 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs

No. 2305 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2311 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2341 Jointly to the Committee on Human Services and the Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 2383 Jointly to the Committee on Intergovernmental Affairs and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 2405 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing

No. 2430 Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 2493 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 2524 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs

No. 2525 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs

No. 2772 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs

No. 3081 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means

No. 3109 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs

ADJOURNMENT

At 11:48 o'clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, February 2, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TENTH DAY

Thursday, February 2, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:35 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Bob Hogue, 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 Ninth Day.

STANDING COMMITTEE REPORT

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 2002) recommending that S.B. No. 2134, 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 report of the Committee was adopted and S.B. No. 2134, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL MATCHMAKING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

ORDER OF THE DAY

THIRD READING

H.B. No. 1949, S.D. 1:

Senator Taniguchi moved that H.B. No. 1949, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Hemmings rose to speak against the measure as follows:

"Mr. President, I rise to speak against this proposed appended operating budget for the State Legislature and its attached agencies.

"Mr. President, before I speak, I have to say that often in the past I have stood up and extolled the virtues of this Legislative Body and its attached agencies for its efficiencies – economies at scale, and spending the taxpayers' money efficiently. At that time, what I did not know was the way the money was being spent. And in a curious way, Mr. President, I still don't know exactly how the money is being spent, but I do want to thank the Senate Vice President for delivering to me some of the details of this proposed budget. I have to say we have not received nor secured any of the budget worksheets, only what appears to be expenditure figures from previous budgets. This whole process has, in my estimation, made a mockery of equal access for all.

"This proposed budget lacks transparency and, quite honestly, disfranchises many constituents, our constituents in the State of Hawaii. During the interim, for instance, the Majority Party Legislators have allowances for two fulltime permanent staff members, the Minority Party continues on with just one. This is a recent occurrence. You may rationalize that the Majority Party includes Committee Chairmen. Well, not all of them are Committee Chairmen, yet they still have two staff members. And I might remind everybody that Committees do

not meet in the interim so there is no justification for the added workload that an extra personnel would call for.

"In addition, there are few committee hearings at all during the interim, so there is just no justification for two staff members in the Majority Offices. But even more importantly, why was the Minority Party discriminated against?"

"Approximately \$350,000 is being cut from the proposed budget by the S.D. 1. This was done in the Ways and Means Committee. Was that money going to be used for better access for our constituents? We don't know the exact details because we don't know the details of where the money was going to be spent.

"I'm concerned that the Senate, by passing this amended budget, will be saying in effect that the constituents in Manoa or Kalihi are more important than my constituents in Waimanalo.

"This budget was revised in Ways and Means. This was after some of the details were publicly revealed by the Senate Vice President under Senate Rule 4. We believe that the taxpayers who pay for all this deserve to see the details and there should not be a cloak of secrecy on how this entire branch of government operates and who gets paid what, when, where, and why. We once again want to thank the Senate Vice President for her public inquires regarding this budget. Without them, we would have never been able to reveal the partisanship and prejudicial nature of this legislative budget.

"The Majority Party continues down the dangerous and, I might add, possibly unconstitutional practice of intentionally, systematically, disfranchising many citizens of this State. We're standing up and speaking for them.

"This operating budget, because it does not fund in equal and fair manner both parties makes a mockery out of the democratic process. For that reason, I'll be voting 'no' on this proposed budget. And since this budget poses so many problems, it may be worthy of asking the Governor for a veto so it can be sent back and remedies can be made to the secrecy and also the partisanship of this budget.

"Thank you, Mr. President."

Senator Hanabusa rose in support of the measure as follows:

"Mr. President, I rise to speak in support of this measure.

"Mr. President, first I'd like to thank yourself and the Senate Vice President for your hard work and for the sharing of the information that my colleague across the way, the Minority Leader, can now speak to, because in fact that was the intent and the creation of the transparency so that the criticisms can actually flow. And in fact, this is what facilitated or should have facilitated the discussions in Ways and Means as the matter moved forward.

"Mr. President, I take great issue with statements about the fact that this is an unconstitutional practice. I also have concerns about a call to the Governor to veto the legislative budget in this process as well because these are really uncalled for measures.

"As the Minority Leader pointed out, Mr. President, this Senate has poised to adopt a budget that is about 7 to 8 percent less than what the House is about to adopt. And it is because the Senate has decided, after looking at all of these figures, that

we can operate with that reduction and we do not want to take anymore money than is necessary.

“We’ve heard statements about the fact that the Senate has or the Majority members of the Senate has two positions while the Minority members do not. That is not correct, Mr. President, for the period of time that the Minority member has been taking about that. He should get his facts straight. And to say that we do not do anything in the interim, Mr. President, that is an absolute incorrect statement. Many of us work very hard in the interim, and depending on the Committee obligations as well as the community obligations, some work harder than others. What comes to mind, of course, is the good Senator from the Kalihi area and Nuuanu as well as our good Education Chair, Human Services Chair –they’ve worked very hard during the interim. Mr. President, Judiciary and Hawaiian Affairs had a statewide hearing, as did other members of this Body. We take very seriously the work that we do.

“Mr. President, this is a measure which has been debated among the members of this Body and it is a measure that requires and should be voted upon and I ask you and my colleagues to do so. We have more than justified the reasons why we were going to the increase, albeit about 8 percent less than the House, and we have shown the Majority members have carried the weight of Committee Chairmanships and Vice Chairmanships. Every member of the Majority Party has both of these responsibilities – one or the other. Some of us carry both Leadership positions as well as Chairmanships. As a matter of fact, I believe most members of the Majority Leadership here carry both burdens, or at least a Vice Chairmanship as well as the Leadership position.

“Mr. President, the staffing and everything is well justified and I believe that our colleagues from across the way should join us in approving this budget. Thank you, Mr. President.”

Senator Trimble rose in opposition to the measure and said:

“Mr. President, I rise in opposition to H.B. No. 1949.

“I would enjoy being able to confirm and discuss the facts. Unfortunately, they have not been presented to us. I rose on a point of privilege two days ago and I asked that the worksheets be presented to us. I asked that the State Senate in Ways and Means apply the same standard that they hold the administration to when they have a Ways and Means hearing as they do to their own budget. This I know is a fact. I do not know what numbers to which you refer. And it would be appropriate for the Governor to veto this measure because we are not applying the same standard and the same criteria when we look at administrative bills for money as we do for our own.

“And quite frankly, the public is beginning to question what is the price of friendship? What is the cost of loyalty? Wouldn’t it be easier to provide at the public hearings, so that there could be open and free discussion, somebody to testify and present the information on the part of the Majority Party on behalf of the Senate just like the Legislative Auditor was there to answer questions. But we don’t do this. And because we are treating appropriation measures differently, I think it is appropriate for all of us to vote ‘no’ against this measure.

“Thank you, Mr. President.”

Senator Chun Oakland rose to speak in support of the measure and said:

“Mr. President, I stand in support of this measure.

“I will not speak to the merits of the previous speaker – I think our process can certainly improve – but I wanted to speak to the merits of what is contained in the budget.

“My understanding is that most of the increase is in the area of personnel and that is to add positions to various offices. It is also to increase the per diem for, I believe, the neighbor islanders as well as to increase the Senate account that we have to be able to do a lot of our legislative functions from \$5,000 per year to \$7,500 a year.

“Just from my own experience as a Chair and I know Vice Chairs as well, we are responsible for responding and to work with the entire State of Hawaii. So, for example, for in the Committee on Human Services we continuously get inquiries from all over this State, not only in my particular district. 365 days are committed to this work, 16 to 20 hours. I don’t know if people really understand that.

“The interim work that we do is essential to making sure that, as we go into the next Session, the community is organized, that we have well thought out legislation that can make a difference in Hawaii. I think it’s long over due in terms of the per diem, and maybe our neighbor island colleagues can speak more to that in terms of what they’ve had to take out of their own pocket in order to do the business of Hawaii.

“Also, the Senate account, the \$5,000, doesn’t even cover one Senate mailing, and I think we have an obligation to communicate with our constituents about what has happened in the Legislature. Every year we walk the district in order to deliver the newsletter or to take surveys because we do not have that kind of resource, and I’m very thankful that we have a lot of volunteers to do that. The \$7,500 at least will cover one mailing. I think we should be communicating a lot more often with our constituents.

“So, thank you very much and I appreciate the opportunity.”

Senator Hemmings rose in rebuttal as follows:

“Mr. President, I rise in rebuttal.

“I want to greatly thank the Majority Party members that have stood up in a feeble attempt to defend this budget and give me further cause to rebut their logic and misrepresentations.

“Some have lauded that this budget is 7 to 8 percent less than the House budget. That’s because you cut wireless communication allocations out of the budget. The possibility of having this Legislature brought into the 21st Century when it comes to communication, this was so egregious that a couple of Majority Party members in Ways and Means when it was done stood up and said ‘I’m not voting against wireless communication,’ but yet that was the money that was allegedly being cut.

“Quite frankly, I’m insulted by the representation by the Majority Party that they are the only people who work in the interim and therefore deserve twice as many staff members. I will also remind everybody in this Body concerning Committee Chairmen that there are very few, if any, official Committee hearings during the interim, and if there are, that Minority Party members go to those too and have to do work.

“I also remind the good Senator from Waianae who brought this issue up, that there are only 13 Committee Chairmen as I think the number was last time I counted, yet every one of the Majority Party members or close to it have two staff members. The good Senator from Waianae implied that I don’t have my facts straight. Well I do, Senator, here they are. They were

given to me by the Senate Vice President sitting right next to her.

“These are the facts, and they do show the price salary ranges, not specifics, of what the Democrat Majority gets as opposed to the Republican Minority. But you want to talk about equal pay for equal work – something that seems to be politically correct oftentimes in this Chamber. I’d like to ask why Majority Party staff members make considerably more than our hardworking Minority staff members. Why is the Director of the Majority Research Office, according to this document, making \$70,000 a year and yet the Republican Research Office Director makes less than \$45,000. It makes a mockery out of equal pay for equal work, but more importantly it makes a mockery out of fairness, and I resent the implication that I don’t have my facts straight.

“I’m not a lawyer, but I’ve read the State Constitution. The Majority Party member across the way implied there is nothing constitutionally wrong with this budget. Well, it so happens that the Constitution has a segment in it called Rights of Citizens, Article I, Section 8 – ‘No citizen shall be disenfranchised or deprived of any of the rights or privileges secured to other citizens.’ My constituents are being deprived of fairness and rights on strictly partisan basis. You have disenfranchised them. You have taken away their ability to have me represent them with the full power and resources that you have generously allocated to yourselves. This is partisan.

“I did not ask the Governor, and I want to correct the misrepresentation, to veto this budget. I asked her to consider it.

“Regarding Legislative allotments and what is allowed in the office – maybe in order to be as transparent and detailed and accountable as the Majority Party often stands up and so self righteously demands from the executive branch of government, maybe we should demand that transparency for ourselves too.

“Let’s take a look at office allowances. We’re not objecting to allowances. We know that our salary does not include all of the protocol costs and other thing that are necessary – the leis and the other costs that we pay for in our offices – and there may be justification to have a 50 percent increase in that. We’re not objecting to that, at least I’m not. But maybe the public needs to know how that money is being spent.

“So there seems to be a lot of duplicity, a lot of doubletalk, but more importantly, a lot of petty partisanship.

“Mr. President and colleagues, in more enlightened jurisdictions there are better ways to do this. And that is simply to allot money based on the person’s office, not their political label. It seems to work pretty well on the City Council. It seems to work pretty well in the Congress of the United States.

“It’s about time we bring this Legislature into the 21st Century. This is not the old days when one party ran a political monopoly at the expense of fair play and honesty and openness.

“Thank you, Mr. President.”

Senator Slom rose in opposition to the measure and stated:

“Mr. President, I, too, rise in opposition to the bill, the budget.

“I don’t recall in the ten years that I’ve been here that I’ve ever voted against the Legislative budget, although I have raised concerns year after year. And this year in Ways and Means there were enough concerns raised and enough questions asked

and enough information not provided that I asked for the bill to be deferred the other day. And it was voted down handily – 11 to 3 I think was the vote – not even to defer, not even to wait until we got our facts, not even until legitimate questions were answered. And that disturbs me, Mr. President.

“What also disturbs me is every year the budget comes in and each section has a general fund appropriation, but nowhere in the budget itself is a total amount shown. Those of us that like to add up numbers and do so regularly, found, for example, that this budget now is over \$30 million in general fund and audit revolving fund expenditures – \$30 million to run a 60-day, part-time State Legislature. That’s a lot of money, and we’ve watched it over the years continue to increase. So we can talk about a percentage reduction here or we’ve cut out \$340,000 or \$355,000 there, but the fact of the matter is that 30 million bucks is real money. And increases in personnel foretells increased costs continuously year, after year, after year.

“And so I think it’s only right that we do in fact take our time and deliberately look at these expenditures. And I’m sure most of them can be justified, but I think as the good Senator from downtown Kakaako had suggested, this is the only financial document where we neither ask for nor have somebody sitting in the dock to answer questions, to make the presentation, to give the justification. And so, if we’re talking about fairness, I think that would only be fair that somebody could do that rather than making this partisan or making this contentious as it should not be.

“I, too, thank the good Vice President for getting this information, but it’s my recollection she’s been trying to get this information for more than a year now. Why should that be? And the statement by both the good Senator from downtown and also the Minority Leader about the scrutiny that we give to the Executive Branch and to departments, I absolutely support. If you’re going to talk about transparency, if your talk about programs, whether you’re talking about trips to China or anything else, there should be a justification and the public should know whether it’s public money or it is public agencies using private money. Those are legitimate issues and I think that they should be explored, asked, and answered. And I think we’ve tried to do that in every area except this legislative area.

“The other thing that amuses and frustrates a lot of people is the fact that today represents the 10th day of the 60-day Legislative Session – 1/6 of this Session is over. And after all the lofty speeches about homelessness and healthcare and identity theft and surplus and schools and rehabilitation, what is it that we always do first? We always take care of ourselves. We always pass first the legislative budget to take care of ourselves – to raise our allowances, to increase personnel, to increase salaries. I don’t want to get into the spitting match about who deserves more or why there is or isn’t equal pay. I’m looking at it from the taxpayer’s standpoint that this is a lot of money, particularly when people are struggling so – when we are creating homelessness, when we have the lowest unemployment rate in the nation and we cheer about that but businesses can’t find anybody to work for them, and if we find somebody, they can’t go to work because they don’t have a home or they don’t have a roof over their heads. These are the issues that we should have been grappling with from day one. We should have already passed two, three, five, a half dozen bills! But no, we sit here. This is the longest Session we’ve had since the beginning. We were getting used to those four and five minute Sessions. This is the longest Session and the only debate we’ve had, and what are we debating? To give us more money, to give us more options.

“I just think that we should be more careful and we should realize where this money is coming from. It is not government

money. It is not our money just to divide up. It is the taxpayers' money. It's all those people that we say we care about – the single mom and the elderly and the really young people trying to get a start. The things that we do, every penny that we spend in here is their money. It's not our money, and I think we give short shrift to that.

“So, Mr. President, reluctantly I'm going to vote against this to call attention to the fact that we've got to be more careful with the people's money and we've got to have our priorities set and our priorities should not always be us, us, us, us, us.

“And finally, Mr. Chair, my good colleague from the landfill area of golden Waianae, I don't dispute the work that's done during the interim sessions, but I do agree with the Minority Leader that Minority members of the Legislature are fully involved, whether there are informational briefings or hearings or anything else. But I detected in her voice a little bit of concern because the Majority seems to be overworked, or at least they think they are. So I will repeat my call and volunteer all five of your Minority here – all stalwart, young, hardworking, energetic people – to take some of this burden off your shoulders and give us Committee Chairmanships! We could take five out of the thirteen. We could really help you. You'd have more time to have your visions and your dreams. Give us the Chairmanships as was done on a bipartisan basis more than a decade ago when we had Mary George and Stan Koki operating Committees and operating them well. We will serve you well. We will serve the people well. So let us help you. We stand here . . . that's what we wait for day after day – for the phone to ring and say, 'hey, send in the first team.' (Laughter.)

“Thank you, Mr. President.”

Senator Chun Oakland rose and said:

“Mr. President, I wanted to ask a question of the previous speaker.”

The President posed the question and Senator Slom replied:

“Why I'd be honored.”

Senator Chun Oakland inquired:

“Could you explain to the public and to us how our staff would be paid if we do not pass the budget now?”

Senator Slom replied:

“The question is, how would the staff be paid if we don't pass the budget now? The staff will be paid and there's no reason that we could not pass this budget. What I said was, we pontificated here on opening day about how important these other issues are, so if we made them a priority we could have passed two, four, six, eight, ten bills immediately in the first couple of days. That's all I'm saying in terms of priority.

“No one is saying that staff should not be paid. No one is saying that anyone else is not entitled to the kinds of things they get. I'm just saying, what's the priority? Are we really first? Do we need to be first each time? That's my answer.”

Senator Chun Oakland further inquired:

“Mr. President, another question. So, your understanding is, if we do not pass this particular budget, our staff would not be paid, unlike the departments that do have a budget already to pay their staff. I just wanted you to inform correctly, the process here.”

Senator Slom replied:

“Well, I think we all understand the process, and again what I'm talking about is not mutually exclusive. There is noting that says that we cannot pass additional bills at the same time or in advance of the legislative budget. Nobody is trying to take away anything from our employees. I have employees too. I want them paid. I see new employees that come and they wait two months before their first pay and that has nothing to do with whether or not the budget was passed. That has to do with the way in which we pay our employees.”

Senator Chun Oakland then stated:

“Incorrect. Your point was that why do we pass the budget early on. My understanding with other bills, especially if they require money, we cannot pass those bills until the state budget is passed in the month of April.

“And with regards to a comment made by the previous Senator. I'm not too sure if he was referring to the workload. For myself I have invited every Legislator to participate in sharing the workload and unfortunately there has not been response.

“Thank you.”

Senator Slom responded:

“Excuse me, Mr. President, an answer to that again – maybe the good Senator from Nuuanu had a hard time hearing since she's seven feet away, but what I'd said was Committee Chairmanships, Committee Chairmanships. Since the issue was paying Committee Chairmen, Chairwomen, Chairs more money and having them do more responsibility, what I said was 'share the Chairmanships,' we'd be very happy to do that.”

President Bunda stated:

“Senator Chun Oakland, one more question if you have one.”

Senator Chun Oakland then said:

“A comment, Mr. President. Not with regards to these chairmanships, the workload issue is what I believe he was talking about as well. And we always encourage all members of this Body to actively be involved not only during the Session but during the interim, and unfortunately some members have not participated.”

Senator Slom then rose and said:

“Mr. President, a final point about that.

“I'd be very happy if the good Senator would supply us a list of those people that she feels are not pulling their weight, not doing their things. And I would also want to know if the good Senator is talking about just her Committee alone and her areas of interest or if we're talking about the broad span of issues that we are called upon to discuss and be involved in on a daily basis.”

“Thank you, Mr. President.”

Senator Kim rose in support of the measure as follows:

“Mr. President, I rise in support of this budget.

“Mr. President, first let me just say that all of the material, all of the information that I have requested have been given to

everybody. There is nothing that I have not shared. So there are no worksheets. There is nothing that we are withholding.

“There has been more transparency in this budget or in the information than there has ever been in the past. And if you talk about duplicity, then it interests me why my good colleagues across the way or the Minority Leader hasn’t stood up and asked for this information. I believe he voted in favor of an increase in budget last year, not asking any questions. Interesting enough, certainly there were some monies put in for the Minority as well. That’s probably why they supported the budget at that time.

“So, if you talk about duplicity, the bottom line is we’re cutting the budget. We’re trying to be responsible in making sure that the budget is lean enough, and yet they’re standing up and saying, why are we cutting it? Maybe we should continue and ask for all of the money that was included without really knowing what is being spent. So, I have to question the nature of which this conversation or this debate on this Floor is going regarding the budget. I believe that the Minority, our good Minority Leader, has been given all the information that we’ve received. Yes, we have not reached the level that I’m happy with as far as full transparency, but we have gotten more transparency than we’ve ever had in the past, and I think it’s a step in the right direction and we’ll certainly be working towards that, Mr. President.

“Thank you.”

Senator Hooser also rose in support of the measure and said:

“Mr. President, I rise in support of this measure.

“Mr. President and colleagues, I’d like to urge you all to vote ‘yes’ on this. I think this is a good budget. I want to complement the Senate Vice President and the Ways and Means Chair and the staff of the members of the Ways and Means Committee.

“I find it kind of ironic that this is the most transparent that we’ve been, I think, in my experience working with this budget. We’ve actually taken the budget and looked at it closely and cut a significant portion from it to be as economical and as efficient as we can, and yet as a result there seems to be more antagonism and more outrage and ‘no’ votes from the members of the Minority when in fact I think we’ve been more transparent than we’ve ever been. Certainly we can always make greater steps in that direction.

“I’d like to take issue with a couple of the comments made by earlier speakers, specifically the implication that our staffs that we have, our hardworking people in our offices, are not working and not doing the work of the people and the work of the Senate. I feel that my people in my office are insulted.”

Senator Whalen interjected:

“Point of order, Mr. President. There was nothing even close to that. The speaker obviously misunderstood something and I don’t want to sit through a fifteen minute explanation about how their staff works just as hard as ours because there was no comment ever implied that any of the Majority staff members did not do their work and work hard.”

President Bunda then said:

“Senator Hooser, please keep your comments germane.”

Senator Hooser continued:

“Mr. President, I think the comments made were that we’re part-time Legislators and we have two fulltime staff members year around and yet apparently there’s not work to do. To me that equates to the same as an insult both to myself, Majority members who do work hard, and to my staff.

“As I look around the room at the room of Majority members, very few take this job as a part-time position. During the interim, I know myself and many of you served on not just the Ways and Means meetings and site visits, there was the affordable housing taskforce, there was the sustainability taskforce, there was Judiciary work, plus there’s the work of dealing with our constituents on a regular basis. This is not a 60-day job. Many of us, and I’m not going to speak for the Minority Party, many of us take this job seriously and we work at it very hard and on a fulltime basis.

“Some of the other comments made earlier were about the wireless system. Quite honestly, that’s a ludicrous, straw-man type of saying. This is not about a wireless system, Mr. President. This is about passing a good budget. We all want to improve our technology and we’re all committed to doing that.

“This is a good budget and I must point out in support of an earlier comment from my colleague, that we have to pass this bill to pay our staff. It’s a good bill. It’s more transparent than it’s ever been and we’ve worked hard to make it as efficient and as economical as possible.

“I urge my colleagues to vote in support. Thank you, Mr. President.”

The motion was put by the Chair and carried, H.B. No. 1949, S.D. 1, entitled: “A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Hogue, Slom, Trimble). Excused, 1 (Inouye).

At 12:23 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:23 o’clock p.m.

HOUSE COMMUNICATION

MATTER DEFERRED FROM WEDNESDAY, FEBRUARY 1, 2006

H.B. No. 1861 (Hse. Com. No. 4):

By unanimous consent, action on H.B. No. 1861, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” was deferred until Friday, February 3, 2006.

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill	Referred to:
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No. 2036	Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Business and Economic Development, then to the Committee on Ways and Means
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No. 2077 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2144 Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2157 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, then jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means

No. 2160 Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Commerce, Consumer Protection and Housing, then jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means

No. 2163 Jointly to the Committee on Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 2233 Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2291 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Energy, Environment, and International Affairs, then to the Committee on Judiciary and Hawaiian Affairs

No. 2307 Jointly to the Committee on Transportation and Government Operations and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 2319 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means

No. 2329 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means

No. 2350 Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2461 Jointly to the Committee on Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 2550 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2639 Jointly to the Committee on Health and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 2753 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means

No. 2824 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means

No. 2858 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Education and Military Affairs

No. 2867 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Business and Economic Development, then to the Committee on Ways and Means

No. 3004 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 3028 Jointly to the Committee on Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

ADJOURNMENT

At 12:24 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., Friday, February 3, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

ELEVENTH DAY

Friday, February 3, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:34 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Gary L. Hooser, Hawaii State Senate, after which the Roll was called showing all Senators present with the exception of Senators Fukunaga and Menor who were excused.

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

HOUSE COMMUNICATION

Hse. Com. No. 5, transmitting H.B. No. 1859, H.D. 1, which passed Third Reading in the House of Representatives on February 2, 2006, was read by the Clerk and was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1859, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was deferred.

STANDING COMMITTEE REPORT

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 2003) recommending that S.B. No. 333, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Media, Arts, Science and Technology.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 333, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," passed Second Reading and was recommitted to the Committee on Media, Arts, Science and Technology.

ORDER OF THE DAY

HOUSE COMMUNICATION

MATTER DEFERRED FROM THURSDAY, FEBRUARY 2, 2006

H.B. No. 1861 (Hse. Com. No. 4):

By unanimous consent, action on H.B. No. 1861, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Monday, February 6, 2006.

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill Referred to:

No. 333, S.D. 1 Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means

No. 2995 Jointly to the Committee on Transportation and Government Operations and the Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means

No. 3018 Committee on Labor, then to the Committee on Tourism

No. 3262 Jointly to the Committee on Health and the Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs

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. Nos. 2309 and 2310.

Senator Sakamoto noted:

"Mr. President, we had similar bills on our agenda and these are for emergency appropriations to the Department of Education for electrical use and for transportation. We're adding these two bills because we're not clear, Mr. President, if we have to use the specific bills that our Governor has given us in her letter or just the subject matter. So we're asking for the waiver."

The Chair then granted the waiver.

ADJOURNMENT

At 11:43 o'clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Monday, February 6, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TWELFTH DAY

Monday, February 6, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Michael Silva, Palisades Baptist Church, after which the Roll was called showing all Senators present with the exception of Senators English and Hee who were excused.

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

HOUSE COMMUNICATION

Hse. Com. No. 6, informing the Senate that the House has agreed to the amendments proposed by the Senate to H.B. No. 1949, and H.B. No. 1949, S.D 1, passed Final Reading in the House of Representatives on February 3, 2006, was read by the Clerk and was placed on file.

ORDER OF THE DAY**REFERRAL OF HOUSE BILLS****MATTERS DEFERRED FROM FRIDAY, FEBRUARY 3, 2006**

The President made the following committee assignments of House bills received on Wednesday, February 1, 2006, and Friday, February 3, 2006:

House Bill	Referred to:
No. 1861	Committee on Education and Military Affairs
No. 1859, H.D. 1	Jointly to the Committee on Education and Military Affairs and the Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions that were offered on Friday, January 27, 2006, and Monday, January 30, 2006:

Senate Concurrent Resolution	Referred to:
No. 10	Committee on Media, Arts, Science and Technology
No. 11	Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means
No. 12	Jointly to the Committee on Education and Military Affairs and the Committee on Transportation and Government Operations
No. 13	Jointly to the Committee on Human Services and the Committee on Labor, then to the Committee on Ways and Means

No. 14	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs
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REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Friday, January 27, 2006, and Monday, January 30, 2006:

Senate Resolution	Referred to:
No. 2	Jointly to the Committee on Education and Military Affairs and the Committee on Transportation and Government Operations
No. 3	Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs
No. 4	Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 5	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill	Referred to:
No. 2004	Committee on Water, Land, and Agriculture
No. 2248	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2818	Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means
No. 2869	Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs
No. 2960	Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means
No. 3097	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Judiciary and Hawaiian Affairs

Senator Fukunaga, Chair of the Committee on Media, Arts, Science and Technology, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. Nos. 2818 and 2960.

Senator Fukunaga noted:

“Mr. President, the reason for the waiver is that we just received the re-referral notice in today’s OD.”

The Chair then granted the waiver.

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

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

“Mr. President, I normally don’t like to do these things, but I think with regard to, I guess, the calendar this morning was H.B. No. 1949, the legislative expense bill. I guess I caught note of the article in Saturday’s paper in which the Minority Leader mentioned that, well, to quote, ‘Those state Capitol workers that did not get paid and the rest of the public need to know that this happened solely because the Democrats, specifically Senator Donna Mercado Kim, delayed the Legislature’s budget process to play petty politics.’

“Mr. President, I guess it bothered me because at our Ways and Means hearing on Thursday, February 2nd, there was a motion to defer action on the bill and that was made by a member of the Minority Party and it was voted on. The only people who supported that motion were the Minority members on the Ways and Means Committee.

“So I just wanted to let the public know that there was an error in the article. Maybe the Minority Leader had forgotten about this, but, anyway, I just wanted to note that for the record because the quote is incorrect.

“Thank you.”

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

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

“I have a pretty good memory, Mr. President, and regarding the previous speaker’s position on this issue, I think the record will clearly reflect that it is a fact that the amendment of H.B. No. 1949, causing it to go to the House and wait 48 hours, is indeed the very specific reason why the bill did not go to the Governor’s Office.

“The previous speaker is exactly right; we did want to defer it because we have many unanswered questions ‘til this day about the prejudicial treatment and also the politicization of the budget. I do want to set the record straight, too, that Republicans did vote against the amendment. And what was the amendment, by the way? I think some Majority Party members expressed concern about it because it was in order to say that an attempt was made to save money. The money was being taken out of wireless technology for this building, which in fact over the long haul probably could have enabled us to be a lot more effective in our jobs. As you know, Mr. President and colleagues, several years ago we received portable computers, but unfortunately because we do not have wireless technology they are not being used to their fullest ability. I think some more enlightened members of the Majority Party recognize that.

“To make a long story short, Mr. President, the other thing that we would love to see in the budget is what you’re demanding from the executive branch of Government now after years and years and years of making budgets without access to transparency and information. We want to know, Mr. President, why Majority Party staff members that are doing equal work get paid considerably more than Minority members. Both caucuses, for instance, receive money for communications staff, but you have twice as many as we do and they get paid considerably more.

“So, Mr. President, I’m very proud, and let the record reflect, that what we tried to do in the Ways and Means Committee was bring some honesty and illuminate the facts on this issue rather than just rubberstamp it and send it through as it is normally done.

“I would like to, in this period of cooperation, offer a solution concerning, and I’ll offer it again, concerning the prejudicial management of this budget that favors one group of Legislators against another and therefore discriminates against our constituents, and that has to do with the City Council and what Congress does – budget by office regardless of political labels.

“I think there are common sense solutions, and in a roundabout way, Mr. President and colleagues. I think this discussion has been healthy. It’s allowing us to put our differences on the table for discussion and let the public decide who’s responsible for what.

“Thank you, Mr. President.”

Senator Kim rose on a point of personal privilege and stated:

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

“Mr. President, again, the Minority Leader tries to get around the actual statement that was made this morning that he made in the newspaper in the Advertiser on Saturday, and frankly, exactly what is factual true about what was quoted in the paper. He stands there and talks about the amendment that was made in Committee. In fact, he supported the amendment that was made in Committee – the amendment that would have supported or the amendment that brings about a savings to the taxpayers of \$340,000. After supporting the amendment, it was the Minority that asked for a deferral. And it was the Minority that supported the deferral, which would have caused the delay. And it was the Majority that voted against the delay.

“Typically, when the Minority Leader contradicts himself, he reverts to using his favorite term – ‘petty politics.’ And since there was no delay, or if the amendment caused a delay, one that he supported, and was voted for by the Majority and Minority, his statement is inaccurate, hypocritical, and duplicitous, which is one of his favorite words. This, my colleagues, is a clear example of the Minority playing ‘petty politics.’

“Finally, let us not forget that it was the Minority Leader right on this Floor that told us he asked the Governor to consider vetoing the legislative budget. So let’s see if I got this right:

He blames us for a delay, when in fact the only delay was the Governor not in town to sign the measure;

He blames us when ironically the only delay was voted for by the Minority Leader in Committee;

He blames us when he voted against the budget on Thursday – of course a ‘no’ vote would have definitely delayed Capitol workers from getting paid; and

It even gets more bizarre because the Minority Leader tells us in this Body that he asked the Governor to consider a veto. This would have definitely delayed everybody from getting paid. Our good Senator from Nuuanu and the Senator from East Honolulu debated this very issue.

“And again, finally, it was the Governor or Lieutenant Governor who was not around to sign the bill, ultimately causing a real delay.

“Now, this kind of posturing and doubletalk, hypocrisy on the part of the Minority Leader does not surprise me. What I object to is his false statements that we delayed the budget due to ‘petty politics’ when all the time he was the one who wanted the delay, voted for the deferral, and voted against the budget. Every single one of his actions have ultimately or would have ultimately resulted in the Capitol workers not getting paid on time. And this, my friends, they should know about. The public should know about it and the Capitol workers should know about it. And anybody else who made a statement of that nature – shame on you!

“Now, I knew typically that the Minority Leader would have stood up and talked about fairness and talked about the rhetoric without answering his questions because he doesn’t have the decency or is man enough to once again say he spoke without thinking. Frankly, I think his Party should be embarrassed by a leader of his nature.

“Thank you.”

Senator Hemmings rose in rebuttal as follows:

“Mr. President, in rebuttal.

“There’s much to be said, Mr. President, but I think William Shakespeare ironically said it in a speech or rather in a play with a plot, I might add, that is incredibly similar to the machinations of this Senate. It’s from Hamlet, and in closing I’d like to say, ‘The lady doth protest too much, methinks.’”

ADJOURNMENT

At 11:51 o’clock a.m., on motion by Senator Baker, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o’clock a.m., Tuesday, February 7, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

THIRTEENTH DAY

Tuesday, February 7, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:35 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Mike Young, First Unitarian Church of Honolulu, after which the Roll was called showing all Senators present with the exception of Senator Kokubun who was excused.

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

At 11:43 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:48 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 211 to 229) were read by the Clerk and were placed on file:

Gov. Msg. No. 211, dated January 20, 2006, transmitting the High Technology Development Corporation's 2005 Annual Report.

Gov. Msg. No. 212, dated January 23, 2006, transmitting the Corrections Population Management Commission's 2005 Annual Report, pursuant to Section 353F-5, HRS.

Gov. Msg. No. 213, dated January 24, 2006, transmitting the 2005 Annual Report of the Natural Energy Laboratory of Hawaii Authority, pursuant to Chapter 277D, HRS.

Gov. Msg. No. 214, dated January 26, 2006, transmitting the 2005 Annual Report of the State of Hawaii Overseas Offices, prepared by the Department of Business, Economic Development and Tourism, Strategic Marketing and Support Division, pursuant to Section 201-84.

Gov. Msg. No. 215, dated January 31, 2006, transmitting a Preliminary Report on the Implementation of Act 183, Incentives for Important Agricultural Lands, prepared by the Department of Agriculture

Gov. Msg. No. 216, dated January 31, 2006, transmitting a Follow-up Report on Edible School Gardens, prepared by the Department of Education pursuant to S.R. No. 7 (2005) and H.R. No. 21 (2005).

Gov. Msg. No. 217, dated January 31, 2006, transmitting the Small Business Regulatory Review Board Annual Report, prepared by the Department of Business, Economic Development, and Tourism, Business Assistance Branch, pursuant to Chapter 201M, HRS.

Gov. Msg. No. 218, dated February 3, 2006, transmitting the Disability and Communication Access Board Annual Report for Fiscal Year 2004-2005, pursuant to Section 348F-4, HRS.

Gov. Msg. No. 219, dated February 3, 2006, transmitting a Report of Stakeholder Group Activities to Implement a Crisis Stabilization Services at the Maui Memorial Medical Center, prepared by the Department of Health and the Hawaii Health Systems Corporation, pursuant to S.C.R. No. 93 (2005).

Gov. Msg. No. 220, dated February 3, 2006, transmitting a report prepared by the Department of Health, pursuant to H.C.R. No. 229 (2005), requesting the Legislative Reference Bureau to coordinate studies, with the assistance of the Department of Health, to evaluate the impact of the physician "on-call" crisis on the Queen's Medical Center Trauma Center to provide emergency medical services in the State of Hawaii, and to recommend any appropriate government and private sector responses to the on-call crisis to ensure continued access to trauma level care.

Gov. Msg. No. 221, dated January 23, 2006, transmitting the 2005 Annual Report of the Hawaii Community Development Authority for Fiscal Year Ending June 30, 2005.

Gov. Msg. No. 222, dated January 24, 2006, transmitting the Hawaii Strategic Development Corporation's 2005 Annual Report.

Gov. Msg. No. 223, dated February 3, 2006, transmitting the Student Substance Abuse Assessment and Treatment Advisory Task Force Report, prepared by the Department of Health pursuant to Act 213, Section 3, SLH 2005.

Gov. Msg. No. 224, dated February 3, 2006, transmitting a Report on the Implementation of the State Plan for Substance Abuse, prepared by the Department of Health, Alcohol and Drug Abuse Division, pursuant to Section 321-195, HRS.

Gov. Msg. No. 225, letter dated January 27, 2006, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 2309, which makes an emergency appropriation and authorization for \$5,169,458 from general funds to allow the Department of Education (DOE) to fund the cost of the DOE's electricity usage for Fiscal Year 2005-2006.

Gov. Msg. No. 226, letter dated January 27, 2006, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 2310, which makes an emergency appropriation and authorization for \$5,785,448 from general funds to allow the Department of Education (DOE) to meet the projected shortfall for student transportation for Fiscal Year 2005-2006.

Gov. Msg. No. 227, letter dated January 31, 2006, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 2363, which makes an emergency appropriation and authorization for \$1,600,000 from general funds to assist in the purchase and preservation of Waimea Valley, Oahu.

Gov. Msg. No. 228, letter dated January 31, 2006, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 2241, which makes emergency appropriations and authorizations for \$1,214,367 from general funds to the DNA Registry Special Fund and from the DNA Registry Special Fund to the Department of the Attorney General to carry out the purposes of Act 112, SLH 2005, relating to the mandatory collection of DNA samples from all convicted persons, and for \$1,076,217 from general funds to the Department of the Attorney General to fund sexual assault treatment programs as provided in Act 133, SLH 2005.

Gov. Msg. No. 229, informing the Senate that on February 4, 2006, she signed into law House Bill No. 1949 as Act 1, entitled: "MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN."

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 45, from the University of Hawaii dated January 25, 2006, transmitting the Annual Report of the Research Corporation of the University of Hawaii for Fiscal Year Ending June 30, 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. 2004) recommending that S.B. No. 218, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Health.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 218, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was recommitted to the Committee on Health.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 2005) recommending that S.B. No. 204, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Education and Military Affairs.

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. 1, entitled: "A BILL FOR AN ACT RELATING TO MILITARY AFFAIRS," passed Second Reading and was recommitted to the Committee on Education and Military 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. 2006) recommending that S.B. No. 2340 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. 2340, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR EARLY INTERVENTION SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2007) recommending that S.B. No. 301, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Labor.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 301, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed Second Reading and was recommitted to the Committee on Labor.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill	Referred to:
No. 204, S.D. 1	Committee on Education and Military Affairs, then to the Committee on Ways and Means
No. 218, S.D. 1	Committee on Health, then to the Committee on Ways and Means
No. 301, S.D. 1	Jointly to the Committee on Labor and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2286	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs
No. 2287	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs
No. 2307	Committee on Transportation and Government Operations, then jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means
No. 2541	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2803	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2918	Jointly to the Committee on Intergovernmental Affairs and the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means
No. 3032	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 3079	Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
No. 3257	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means

MISCELLANEOUS COMMUNICATION

Misc. Com. No. 3, from the Hawaii Health Systems Corporation Oahu Region (Leahi and Maluhia) dated January 27, 2006, transmitting a Report Relating to a Feasibility Study to Expand the Program of All-Inclusive Care for the Elderly (PACE) to Rural Communities in Hawaii, pursuant to Act 45, SLH 2004, was read by the Clerk and was placed on file.

ADJOURNMENT

At 11:50 o'clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, February 8, 2006.

FOURTEENTH DAY

Wednesday, February 8, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Randy Hongo, Kalihi Union Church, after which the Roll was called showing all Senators present with the exception of Senators Hemmings and Sakamoto who were excused.

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

At 11:53 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:57 o'clock a.m.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 230, dated February 1, 2006, transmitting a report, "Children of Incarcerated Parents," prepared by the Department of Public Safety and the Department of Human Services pursuant to S.C.R. No. 128 (2005), was read by the Clerk and was placed on file.

STANDING COMMITTEE REPORT

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 2008) recommending that S.B. No. 2338 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. 2338, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE DEVELOPMENTAL DISABILITIES DIVISION," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

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| Senate Bill | Referred to: |
| No. 2034 | Committee on Labor, then to the Committee on Ways and Means |
| No. 2149 | Jointly to the Committee on Labor and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means |
| No. 2163 | Committee on Human Services, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means |
| No. 2316 | Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means |

No. 2629 Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means

No. 2811 Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 3047 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 3173 Committee on Energy, Environment, and International Affairs, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means

Senator Espero, Chair of the Committee on Business and Economic Development, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. No. 2213, and the Chair granted the waiver.

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. No. 2293.

Senator Menor noted:

"Mr. President, the reason for the waiver request is because the bill, which is an administration bill, was inadvertently not included on a previous hearing notice already filed."

The Chair then granted the waiver.

At 11:59 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:00 o'clock noon.

ADJOURNMENT

At 12:01 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 9, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FIFTEENTH DAY

Thursday, February 9, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:35 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the YMCA of Honolulu, Communities in Schools Project, after which the Roll was called showing all Senators present with the exception of Senator Hee who was excused.

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

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 231, submitting for consideration and confirmation as the Director of the Department of Human Resources Development, the nomination of MARIE LADERTA, term to expire December 4, 2006, was read by the Clerk and was referred to the Committee on Labor.

HOUSE COMMUNICATION

Hse. Com. No. 7, transmitting H.B. No. 649, H.D. 1, which passed Third Reading in the House of Representatives on February 8, 2006, was read by the Clerk and was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 649, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING OF REPEAT OFFENDERS," passed First Reading by title and was deferred.

SENATE CONCURRENT RESOLUTION

The following concurrent resolution (S.C.R. No. 15) was read by the Clerk and was deferred:

Senate Concurrent Resolution

No. 15 "SENATE CONCURRENT RESOLUTION SUPPORTING THE GOAL OF ELIMINATING SUFFERING AND DEATH FROM CANCER BY THE YEAR 2015."

Offered by: Senators Baker, Tsutsui, Inouye, Espero, Fukunaga, Kanno, Sakamoto, Hooser, English, Hemmings, Hogue, Chun Oakland, Kim, Nishihara, Trimble, Slom, Taniguchi, Ihara.

STANDING COMMITTEE REPORT

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 2009) recommending that S.B. No. 2343, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2343, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

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|-------------|---|
| Senate Bill | Referred to: |
| No. 2856 | Committee on Intergovernmental Affairs, then to the Committee on Ways and Means |
| No. 2915 | Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means |
| No. 3095 | Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means |

ADJOURNMENT

At 11:44 o'clock a.m., on motion by Senator Baker, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, February 10, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

SIXTEENTH DAY

Friday, February 10, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Monsignor Edgar Brillantes, St. John the Baptist Catholic Church, after which the Roll was called showing all Senators present with the exception of Senator Tsutsui who was excused.

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

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 232, dated February 8, 2006, transmitting a report prepared by the Department of Health, State Council on Developmental Disabilities, pursuant to H.C.R. No. 40 (2005), requesting the Hawai'i State Council on Developmental Disabilities to continue to convene the residential settings task force to identify issues and solutions regarding individuals with developmental disabilities and their choice of residential setting, was read by the Clerk and was placed on file.

HOUSE COMMUNICATION

Hse. Com. No. 8, transmitting H.B. No. 2286, which passed Third Reading in the House of Representatives on February 9, 2006, was read by the Clerk and was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2286, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," passed First Reading by title and was deferred.

STANDING COMMITTEE REPORTS

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 2010) recommending that S.B. No. 2770, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Media, Arts, Science and Technology.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2770, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCIENCE AND TECHNOLOGY," passed Second Reading and was recommitted to the Committee on Media, Arts, Science and Technology.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2011) recommending that S.B. No. 238, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Human Services.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 238, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ELDERLY," passed Second Reading and was recommitted to the Committee on Human Services.

ORDER OF THE DAY

REFERRAL OF A HOUSE BILL

MATTER DEFERRED FROM THURSDAY, FEBRUARY 9, 2006

The President made the following committee assignment of a House bill received on Thursday, February 9, 2006:

House Bill Referred to:

No. 649, H.D. 1 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill Referred to:

No. 238, S.D. 1 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means

No. 2770, S.D. 1 Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means

No. 3068 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

ADJOURNMENT

At 11:46 o'clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Monday, February 13, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

SEVENTEENTH DAY

Monday, February 13, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:34 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Robert Nakata, Kahaluu United Methodist Church, after which the Roll was called showing all Senators present with the exception of Senators Chun Oakland, Hee and Ihara who were excused.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 233 and 234) were read by the Clerk and were placed on file:

Gov. Msg. No. 233, letter dated February 9, 2006, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 2238, which makes an emergency appropriation of \$1,276,000 in general funds for Fiscal Year 2005-2006 to cover budgetary shortfalls in electricity payments for facilities assigned to the Department of Accounting and General Services.

Gov. Msg. No. 234, letter dated February 9, 2006, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 2236, which makes an emergency appropriation of \$6,500,000 in general and special funds in Fiscal Year 2005-2006 to cover increases in insurance premiums and to cover anticipated expenditures relating to the May 7, 2005, Kalaheo Elementary School Fire.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 9 to 19) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 9, transmitting H.B. No. 439, H.D. 1, which passed Third Reading in the House of Representatives on February 10, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 439, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE OMBUDSMAN," passed First Reading by title and was deferred.

Hse. Com. No. 10, transmitting H.B. No. 440, H.D. 2, which passed Third Reading in the House of Representatives on February 10, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 440, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OMBUDSMAN," passed First Reading by title and was deferred.

Hse. Com. No. 11, transmitting H.B. No. 462, H.D. 1, which passed Third Reading in the House of Representatives on February 10, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 462, H.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO ELECTION DAY POLL WATCHERS," passed First Reading by title and was deferred.

Hse. Com. No. 12, transmitting H.B. No. 1787, H.D. 1, which passed Third Reading in the House of Representatives on February 10, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 1787, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ENDANGERMENT," passed First Reading by title and was deferred.

Hse. Com. No. 13, transmitting H.B. No. 1825, H.D. 1, which passed Third Reading in the House of Representatives on February 10, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 1825, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS," passed First Reading by title and was deferred.

Hse. Com. No. 14, transmitting H.B. No. 1983, H.D. 1, which passed Third Reading in the House of Representatives on February 10, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 1983, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed First Reading by title and was deferred.

Hse. Com. No. 15, transmitting H.B. No. 2114, H.D. 1, which passed Third Reading in the House of Representatives on February 10, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2114, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GRAFFITI," passed First Reading by title and was deferred.

Hse. Com. No. 16, transmitting H.B. No. 2303, H.D. 1, which passed Third Reading in the House of Representatives on February 10, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2303, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," passed First Reading by title and was deferred.

Hse. Com. No. 17, transmitting H.B. No. 2207, H.D. 1, which passed Third Reading in the House of Representatives on February 10, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2207, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT," passed First Reading by title and was deferred.

Hse. Com. No. 18, transmitting H.B. No. 2539, H.D. 1, which passed Third Reading in the House of Representatives on February 10, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2539, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION," passed First Reading by title and was deferred.

Hse. Com. No. 19, transmitting H.B. No. 2779, H.D. 1, which passed Third Reading in the House of Representatives on February 10, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2779, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION," passed First Reading by title and was deferred.

STANDING COMMITTEE REPORTS

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2012) recommending that S.B. No. 2189 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2189, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COMMISSION ON FATHERHOOD," 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. 2013) recommending that S.B. No. 2395 pass Second Reading and be referred to the Committee on Higher Education.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2395, entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSION FOR NATIONAL AND COMMUNITY SERVICE," passed Second Reading and was referred to the Committee on Higher Education.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2014) recommending that S.B. No. 3215 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 3215, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," 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. 2015) recommending that S.B. No. 2337 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2337, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE ADULT MENTAL HEALTH DIVISION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2016) recommending that S.B. No. 304, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Labor.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 304, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT," passed Second Reading and was recommitted to the Committee on Labor.

Senators English and Ige, for the Committee on Energy, Environment, and International Affairs and the Committee on Intergovernmental Affairs, presented a joint report majority of the Committees (Stand. Com. Rep. No. 2017) recommending that S.B. No. 3073, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator Hogue and carried, the joint report of the majority of the Committees was adopted and S.B. No. 3073, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RECOVERY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Ige, for the Committee on Energy, Environment, and International Affairs and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2018) recommending that S.B. No. 2850, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2850, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LITTER CONTROL," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2019) recommending that S.B. No. 2768, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Transportation and Government Operations.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2768, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AVIATION FUEL TAX," passed Second Reading and was recommitted to the Committee on Transportation and Government Operations.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2020) recommending that S.B. No. 2780, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Transportation and Government Operations.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2780, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Second Reading and was recommitted to the Committee on Transportation and Government Operations.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2021) recommending that S.B. No. 2268, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2268, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR VIOLATIONS INVOLVING MINORS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Inouye and Baker, for the Committee on Transportation and Government Operations and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 2022) recommending that S.B. No. 3268, as amended in S.D. 1, pass

Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 3268, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HURRICANE PREPAREDNESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 2023) recommending that S.B. No. 2570, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2570, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DIGITAL MEDIA," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2024) recommending that S.B. No. 2366, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2366, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF INFORMATION PRACTICES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2025) recommending that S.B. No. 2736, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2736, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VEHICLES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2026) recommending that S.B. No. 2712, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2712, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PROCEDURE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2027) recommending that S.B. No. 2829, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and

S.B. No. 2829, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO THE COUNTY OF KAUAI FOR LAND ACQUISITION AND PLANNING FOR IMPROVEMENTS TO POULI ROAD, KAUAI," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2028) recommending that S.B. No. 2830 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2830, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR IMPROVEMENTS TO KUHIO HIGHWAY, KAUAI," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2029) recommending that S.B. No. 2204 pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2204, entitled: "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2030) recommending that S.B. No. 2052, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2052, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2031) recommending that S.B. No. 2055 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2055, entitled: "A BILL FOR AN ACT RELATING TO WAIVER OF ABANDONED VEHICLE PUBLIC AUCTION REQUIREMENTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, February 15, 2006.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2032) recommending that S.B. No. 2049, as

amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.B. No. 2049, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DERELICT VEHICLE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, February 15, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2033) recommending that S.B. No. 2773, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2773, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was recommitted to the Committee on Commerce, Consumer Protection and Housing.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2034) recommending that S.B. No. 2774, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2774, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was recommitted to the Committee on Commerce, Consumer Protection and Housing.

ORDER OF THE DAY

REFERRAL OF A HOUSE BILL

**MATTER DEFERRED FROM
FRIDAY, FEBRUARY 10, 2006**

The President made the following committee assignment of a House bill received on Friday, February 10, 2006:

House Bill	Referred to:
No. 2286	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill	Referred to:
No. 304, S.D. 1	Jointly to the Committee on Labor and the Committee on Higher Education, then to the Committee on Ways and Means
No. 2773, S.D. 1	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2774, S.D. 1	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Water, Land, and Agriculture

No. 2780, S.D. 1 Jointly to the Committee on Transportation and Government Operations, the Committee on Intergovernmental Affairs and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means

ADJOURNMENT

At 11:40 o'clock a.m., on motion by Senator Baker, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, February 14, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

EIGHTEENTH DAY

Tuesday, February 14, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:34 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Derrick Morris, Mililani Baptist Church, after which the Roll was called showing all Senators present with the exception of Senators Hemmings, Ihara and Taniguchi who were excused.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 235 to 244) were read by the Clerk and were placed on file:

Gov. Msg. No. 235, dated January 31, 2006, transmitting the Aloha Tower Development Corporation's Annual Report, pursuant to Section 206J-19, HRS.

Gov. Msg. No. 236, dated February 14, 2006, transmitting the 2005 Annual Report of the Department of Business, Economic, Development and Tourism, pursuant to Section 201-10, HRS.

Gov. Msg. No. 237, letter dated February 10, 2006, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 2333, which makes an emergency appropriation of \$416,718 in general funds in Fiscal Year 2005-2006 to maintain the maximum GA benefit payment of \$418 per month to 3,850 disabled individuals through the end of the current fiscal year and prevent potential harm to these individuals' health and safety.

Gov. Msg. No. 238, letter dated February 10, 2006, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 2334, which makes an emergency appropriation of \$1,320,000 in general funds in Fiscal Year 2005-2006 to assist the Hawaii Youth Correctional Facility in taking the remedial measures recommended by the Department of Justice.

Gov. Msg. No. 239, letter dated February 10, 2006, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 2337, which makes an emergency appropriation of \$4,724,703 in general funds in Fiscal Year 2005-2006 to cover expenses related to the ongoing operations at the Hawaii State Hospital and community-based services and requesting an increase in the expenditure ceiling of \$6,148,944 for the Mental Health Substance Abuse Special Fund.

Gov. Msg. No. 240, letter dated February 10, 2006, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 2338, which makes an emergency appropriation of \$6,807,562 in general funds in Fiscal Year 2005-2006 to cover expenses pursuant to the Medicaid Home and Community Based Service Waiver Program for services to persons with developmental disabilities and/or mental retardation.

Gov. Msg. No. 241, letter dated February 10, 2006, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 2339, which makes an emergency appropriation of \$7,154,735 in general and special funds in Fiscal Year 2005-2006 to cover increased costs for emergency medical services, including negotiated collective bargaining costs.

Gov. Msg. No. 242, letter dated February 10, 2006, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 2340, which makes an emergency appropriation of \$3,200,928 in general funds in Fiscal Year 2005-2006 to cover increased costs for early intervention services for infants and children from birth to age three at risk of developmental delays.

Gov. Msg. No. 243, letter dated February 10, 2006, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 2347, which makes an emergency appropriation of \$1,000,000 in the Early Intervention Special Fund in Fiscal Year 2005-2006 for the Healthy Start program.

Gov. Msg. No. 244, letter dated February 10, 2006, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 2348, which makes an emergency appropriation of \$15,000,000 in general funds in Fiscal Year 2005-2006 for pandemic influenza preparedness.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 20 to 23) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 20, transmitting H.B. No. 1878, which passed Third Reading in the House of Representatives on February 13, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1878, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENT SECURITIES ACT," passed First Reading by title and was deferred.

Hse. Com. No. 21, transmitting H.B. No. 2313, which passed Third Reading in the House of Representatives on February 13, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2313, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," passed First Reading by title and was deferred.

Hse. Com. No. 22, transmitting H.B. No. 2315, which passed Third Reading in the House of Representatives on February 13, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2315, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," passed First Reading by title and was deferred.

Hse. Com. No. 23, transmitting H.B. No. 2331, which passed Third Reading in the House of Representatives on February 13, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2331, entitled: "A BILL FOR AN ACT RELATING TO AN INACTIVE STATUS FOR PROFESSIONAL AND VOCATIONAL LICENSES," passed First Reading by title and was deferred.

STANDING COMMITTEE REPORTS

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2035) recommending that S.B. No. 2459 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. 2459, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS ON PUBLIC PROPERTY," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2036) recommending that S.B. No. 2226 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. 2226, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2037) recommending that S.B. No. 2347 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. 2347, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE FAMILY HEALTH SERVICES DIVISION," 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. 2038) recommending that S.B. No. 2348 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. 2348, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR PANDEMIC INFLUENZA PREPAREDNESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the majority of the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2039) recommending that S.B. No. 2092, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

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. 2092, S.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 16, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2040) recommending that S.B. No. 2193, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2193, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 16, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2041) recommending that S.B. No. 2545, 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. 2545, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the majority of the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2042) recommending that S.B. No. 2763, 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 report of the majority of the Committee was adopted and S.B. No. 2763, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2043) recommending that S.B. No. 3067, 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 report of the Committee was adopted and S.B. No. 3067, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," 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. 2044) recommending that S.B. No. 2651 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. 2651, entitled: "A BILL FOR AN ACT WAIPAHU CENTENNIAL MEMORIAL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 2045) recommending that S.B. No. 2716 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. 2716, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE FILIPINO COMMUNITY CENTER," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 2046) recommending that S.B. No. 3222 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. 3222, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RENOVATION OF THE FACADES OF SEVERAL PROPERTIES IN CHINATOWN," 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. 2047) recommending that S.B. No. 2339, 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. 2339, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE EMERGENCY MEDICAL SERVICES SYSTEM BRANCH," 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. 2048) recommending that S.B. No. 2620 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 report of the Committee was adopted and S.B. No. 2620, entitled: "A BILL FOR AN ACT RELATING TO AVAILABILITY OF MEDICAL RECORDS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2049) recommending that S.B. No. 3261 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. 3261, entitled: "A BILL FOR AN ACT RELATING TO DENTAL SPECIALISTS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2050) recommending that S.B. No. 2296, as amended in S.D. 1, 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. 2296, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NURSES," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2051) recommending that S.B. No. 2338 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2051 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," was deferred until Wednesday, February 15, 2006.

ORDER OF THE DAY

REFERRAL OF HOUSE BILLS

MATTERS DEFERRED FROM MONDAY, FEBRUARY 13, 2006

The President made the following committee assignments of House bills received on Monday, February 13, 2006:

House Bill	Referred to:
No. 439, H.D. 1	Jointly to the Committee on Transportation and Government Operations and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 440, H.D. 2	Jointly to the Committee on Health, the Committee on Human Services and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 462, H.D. 1	Committee on Judiciary and Hawaiian Affairs
No. 1787, H.D. 1	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs
No. 1825, H.D. 1	Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
No. 1983, H.D. 1	Committee on Judiciary and Hawaiian Affairs
No. 2114, H.D. 1	Committee on Judiciary and Hawaiian Affairs
No. 2207, H.D. 1	Committee on Judiciary and Hawaiian Affairs
No. 2303, H.D. 1	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 2539, H.D. 1	Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
No. 2779, H.D. 1	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs

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. 2733.

Senator Sakamoto noted:

"Mr. President, this bill deals with children with disabilities. The Supreme Court ruled that the burden of proof lies with the child or the child's family. This bill addresses a 90-day statute

of limitation as well as whether we in Hawaii should consider doing something as a state in regard to who has the burden of proof.”

The Chair then granted the waiver.

Senator Inouye, Chair of the Committee on Transportation and Government Operations, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. No. 2780.

Senator Inouye noted:

“Mr. President, this bill, S.B. No. 2780, S.D. 1, is relating to harbors. It is a triple referral to TGO/IGA/WLA, WAM and this authorizes the Department of Transportation to partner with a private developer to purchase or lease land for an intra-island ferry or water taxis at West Oahu.”

The Chair then granted the waiver.

ADJOURNMENT

At 11:41 o'clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, February 15, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

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

TWENTIETH DAY

Thursday, February 16, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:40 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Irene Matsumoto, Kwannon Buddhist Temple, after which the Roll was called showing all Senators present.

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

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 246, dated February 15, 2006, transmitting the Comprehensive Annual Financial Report of the State of Hawaii for the Fiscal Year Ended June 30, 2005, prepared by the Comptroller pursuant to Section 40-5, HRS, was read by the Clerk and was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 24 to 26) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 24, transmitting H.B. No. 2273, which passed Third Reading in the House of Representatives on February 15, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2273, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR RISK MANAGEMENT," passed First Reading by title and was referred to the Committee on Transportation and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 25, transmitting H.B. No. 2275, which passed Third Reading in the House of Representatives on February 15, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2275, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE," passed First Reading by title and was referred to the Committee on Transportation and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 26, transmitting H.B. No. 2626, which passed Third Reading in the House of Representatives on February 15, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2626, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed First Reading by title and was referred to the Committee on Ways and Means.

STANDING COMMITTEE REPORTS

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 2113) recommending that S.B. No. 2309 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.

2309, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF EDUCATION ELECTRICITY," 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. 2114) recommending that S.B. No. 2310 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. 2310, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF EDUCATION STUDENT TRANSPORTATION," 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. 2115) recommending that S.B. No. 2452 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. 2452, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR PAHOA HIGH AND INTERMEDIATE SCHOOL," 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. 2116) recommending that S.B. No. 2587 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. 2587, 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. 2117) recommending that S.B. No. 2703, 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. 2703, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TEACHER CADET PROGRAM," 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. 2118) recommending that S.B. No. 2704, 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. 2704, 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. 2119) recommending that S.B. No. 2738 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. 2738, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS TO SUPPLEMENT ANY SHORTFALL TO ACQUIRE LAND TO EXPAND KAHUKU HIGH AND INTERMEDIATE SCHOOL," 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. 2120) recommending that S.B. No. 2793 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. 2793, 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. 2121) recommending that S.B. No. 3136, 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. 3136, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR SAINT LOUIS SCHOOL," 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. 2122) recommending that S.B. No. 3157 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. 3157, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR EXPANSION OF THE MOLOKAI PUBLIC LIBRARY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2123) recommending that S.B. No. 2753 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. 2753, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OPERATION AND MAINTENANCE OF THE EAST KAUAI IRRIGATION SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2124) recommending that S.B. No. 2486, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Transportation and Government Operations.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2486, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," passed Second Reading and was referred to the Committee on Transportation and Government Operations.

Senator Kokubun, for the majority of the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2125) recommending that S.B. No. 2487 pass Second Reading and be referred to the Committee on Transportation and Government Operations.

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. 2487, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Second Reading and was referred to the Committee on Transportation and Government Operations.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2126) recommending that S.B. No. 2417, 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. 2417, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ERADICATE AND CONTROL THE COQUI FROG," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2127) recommending that S.B. No. 2006, 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 report of the Committee was adopted and S.B. No. 2006, S.D. 1, entitled: "A BILL FOR AN ACT PROHIBITING SALES OF OPIHI," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2128) recommending that S.B. No. 2111, 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. 2111, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR KAIKA BAY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2129) recommending that S.B. No. 2575, 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. 2575, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A BASELINE ENVIRONMENTAL STUDY OF THE WAIANAE COAST OCEAN AREA,"

passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2130) recommending that S.B. No. 3138 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. 3138, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PREPARATION OF THE 2050 SUSTAINABILITY PLAN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2131) recommending that S.B. No. 2421, 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 report of the Committee was adopted and S.B. No. 2421, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADVERSE POSSESSION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2132) recommending that S.B. No. 2423, 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 report of the Committee was adopted and S.B. No. 2423, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2133) recommending that S.B. No. 2090, 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. 2090, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2134) recommending that S.B. No. 3037 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. 3037, entitled: "A BILL FOR AN ACT RELATING TO RELIEF OF MANOA FLOOD VICTIMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2135) recommending that S.B. No. 3147, 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. 3147, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PURCHASE OF WAIMEA VALLEY, OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Fukunaga, for the Committee on Water, Land, and Agriculture and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 2136) recommending that S.B. No. 3081 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. 3081, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and English, for the Committee on Water, Land, and Agriculture and the Committee on Energy, Environment, and International Affairs, presented a joint report (Stand. Com. Rep. No. 2137) recommending that S.B. No. 3169 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. 3169, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON THE ISLAND OF OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and English, for the Committee on Water, Land, and Agriculture and the Committee on Energy, Environment, and International Affairs, presented a joint report (Stand. Com. Rep. No. 2138) recommending that S.B. No. 2484 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. 2484, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR VOG MONITORING STATIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and English, for the Committee on Water, Land, and Agriculture and the Committee on Energy, Environment, and International Affairs, presented a joint report (Stand. Com. Rep. No. 2139) recommending that S.B. No. 2480 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. 2480, entitled: "A BILL FOR AN ACT RELATING TO WASTEWATER MANAGEMENT," 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. 2140) recommending that S.B. No. 3279, 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 report of the Committee was adopted and S.B. No.

3279, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL LIABILITY," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

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. 2141) recommending that S.B. No. 2141, 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. 2141, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEX ASSAULT SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2142) recommending that S.B. No. 2065, as amended in S.D. 1, 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 joint report of the Committees was adopted and S.B. No. 2065, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REGISTRATION," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2143) recommending that S.B. No. 2156, 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. 2156, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE AUDITOR," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2144) recommending that S.B. No. 2304, 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 report of the Committee was adopted and S.B. No. 2304, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2145) recommending that S.B. No. 2307, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Judiciary and Hawaiian Affairs and 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. 2307, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MANAGEMENT ASSISTANCE COMPACT," passed Second Reading and was referred jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2146) recommending that S.B. No. 2365 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 report of the Committee was adopted and S.B. No. 2365, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF INFORMATION PRACTICES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2147) recommending that S.B. No. 2469, 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 report of the Committee was adopted and S.B. No. 2469, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2148) recommending that S.B. No. 2745 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. 2745, entitled: "A BILL FOR AN ACT RELATING TO ADVERTISING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2149) recommending that S.B. No. 2746 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. 2746, entitled: "A BILL FOR AN ACT RELATING TO OUTDOOR ADVERTISING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2150) recommending that S.B. No. 2798 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. 2798, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2151) recommending that S.B. No. 2857, 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. 2857, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO EMERGENCY RELIEF FOR NATURAL DISASTERS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2152) recommending that S.B. No. 2896, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2896, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PROCUREMENT,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 21, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2153) recommending that S.B. No. 2897, 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. 2897, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PROCUREMENT,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2154) recommending that S.B. No. 2899, 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. 2899, S.D. 1, 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 Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2155) recommending that S.B. No. 2901 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. 2901, entitled: “A BILL FOR AN ACT RELATING TO HIGHWAY IMPACT FEES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2156) recommending that S.B. No. 3198 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 report of the Committee was adopted and S.B. No. 3198, entitled: “A BILL FOR AN ACT RELATING TO PROCUREMENT,” passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

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. 2157) recommending that S.B. No. 2078, 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. 2078, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TECHNOLOGY TRAINING,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 2158) recommending that S.B. No. 2813 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. 2813, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND,” 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. 2159) recommending that S.B. No. 2182, 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 report of the Committee was adopted and S.B. No. 2182, S.D. 1, entitled: “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, RELATING TO EDUCATION,” passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 2160) recommending that S.B. No. 3144, 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. 3144, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CORPORATE SPONSORSHIP FOR 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. 2161) recommending that S.B. No. 3256, 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. 3256, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SCHOOL CUSTODIAL TRAINING,” 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. 2162) recommending that S.B. No. 1294, 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. 1294, S.D. 1, entitled: “A BILL FOR AN ACT RELATING

TO PUBLIC LAND TRUST REVENUES,” 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. 2163) recommending that S.B. No. 2606 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. 2606, entitled: “A BILL FOR AN ACT RELATING TO BAIL,” 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. 2164) recommending that S.B. No. 2698 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. 2698, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF PUBLIC SAFETY FOR THE GATE MONEY PROGRAM,” 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. 2165) recommending that S.B. No. 2935 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. 2935, entitled: “A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE DEPARTMENT OF HAWAIIAN HOME LANDS AND MAKING AN APPROPRIATION,” 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. 2166) recommending that S.B. No. 2948 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. 2948, entitled: “A BILL FOR AN ACT RELATING TO THE PUBLIC LAND TRUST,” 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. 2167) recommending that S.B. No. 3040 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. 3040, entitled: “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATING TO EXCESS REVENUES,” 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. 2168) recommending that S.B. No. 3160, 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. 3160, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 2169) recommending that S.B. No. 2818 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. 2818, entitled: “A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR A REGIONAL BIO-CONTAINMENT LABORATORY FACILITY,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Espero and English, for the Committee on Business and Economic Development and the Committee on Energy, Environment, and International Affairs, presented a joint report (Stand. Com. Rep. No. 2170) recommending that S.B. No. 2123, 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. 2123, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ALTERNATIVE ENERGY INCENTIVES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Espero and Ige, for the Committee on Business and Economic Development and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2171) recommending that S.B. No. 2709 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. 2709, entitled: “A BILL FOR AN ACT RELATING TO STATE PLANNING,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Espero and Ige, for the Committee on Business and Economic Development and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2172) recommending that S.B. No. 2242 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. 2242, entitled: “A BILL FOR AN ACT RELATING TO GOVERNMENT TORT LIABILITY,” passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

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. 2173) recommending that S.B. No. 3187 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. 3187, entitled: “A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR

ENERGY EFFICIENCY IN STATE FACILITIES,” 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. 2174) recommending that S.B. No. 2118 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. 2118, entitled: “A BILL FOR AN ACT RELATING TO LOW EMISSION AND ENERGY-EFFICIENT VEHICLES,” 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 of the majority of the Committees (Stand. Com. Rep. No. 2175) recommending that S.B. No. 3183, as amended in S.D. 1, 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 majority of the Committees was adopted and S.B. No. 3183, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO VEHICULAR EMISSIONS,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 21, 2006.

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. 2176) recommending that S.B. No. 3177, 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. 3177, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CLEAN FUEL,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Espero, for the Committee on Energy, Environment, and International Affairs and the Committee on Business and Economic Development, presented a joint report (Stand. Com. Rep. No. 2177) recommending that S.B. No. 3171, 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. 3171, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING DISTRICT COOLING SYSTEMS,” 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. 2178) recommending that S.B. No. 2145, 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. 2145, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ENVIRONMENT,” passed Second

Reading and was referred to the Committee on Ways and Means.

Senators English and Kokubun, for the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 2179) recommending that S.B. No. 2357 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. 2357, entitled: “A BILL FOR AN ACT RELATING TO SECTION 13 OF ACT 380, SESSION LAWS OF HAWAII 1997,” passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2180) recommending that S.B. No. 3227, 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 report of the Committee was adopted and S.B. No. 3227, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES,” passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2181) recommending that S.B. No. 2133, 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 report of the Committee was adopted and S.B. No. 2133, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Baker and Kanno, for the Committee on Health and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 2182) recommending that S.B. No. 3262 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. 3262, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2183) recommending that S.B. No. 3086 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. 3086, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURAL LEASES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Inouye, for the Committee on Water, Land, and Agriculture and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 2184) recommending that S.B. No. 2493 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. 2493, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Inouye, for the Committee on Water, Land, and Agriculture and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 2185) recommending that S.B. No. 3098, 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. 3098, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2186) recommending that S.B. No. 3094, 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 report of the Committee was adopted and S.B. No. 3094, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LAND COURT," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2187) recommending that S.B. No. 2759, as amended in S.D. 1, 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 joint report of the Committees was adopted and S.B. No. 2759, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2188) recommending that S.B. No. 3075, 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. 3075, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LAND," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2189) recommending that S.B. No. 2017, 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. 2017, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STATE LIFEGUARDS," passed

Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2190) recommending that S.B. No. 2412 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. 2412, entitled: "A BILL FOR AN ACT RELATING TO STATE AND COUNTY TORT LIABILITY," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2191) recommending that S.B. No. 2155, 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. 2155, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2192) recommending that S.B. No. 2235 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. 2235, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF AGRICULTURE LOANS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2193) recommending that S.B. No. 3079, 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. 3079, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LEASES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Hanabusa, for the Committee on Water, Land, and Agriculture and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 2194) recommending that S.B. No. 2984 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. 2984, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE KIKALA-KEOKEA HOUSING REVOLVING FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2195) recommending that S.B. No. 2986, 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. 2986, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2196) recommending that S.B. No. 3191, 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. 3191, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Sakamoto and Menor, for the Committee on Education and Military Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 2197) recommending that S.B. No. 2229, 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. 2229, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS' HOUSING," 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. 2198) recommending that S.B. No. 2653, 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. 2653, 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. 2199) recommending that S.B. No. 2860, 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. 2860, 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. 2200) recommending that S.B. No. 3103 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. 3103, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION TO REDUCE THE REPAIR AND MAINTENANCE PROJECTS BACKLOG FOR

DEPARTMENT OF EDUCATION FACILITIES," 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. 2201) recommending that S.B. No. 2727 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. 2727, entitled: "A BILL FOR AN ACT RELATING TO NEUROTRAUMA," 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. 2202) recommending that S.B. No. 2729, 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. 2729, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," 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. 2203) recommending that S.B. No. 2001, 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. 2001, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A HAWAII CAREGIVER GRANT PROGRAM," 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. 2204) recommending that S.B. No. 3270, 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 majority of the Committees was adopted and S.B. No. 3270, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH," 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. 2205) recommending that S.B. No. 3224, 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. 3224, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION," 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. 2206) recommending that S.B.

No. 2961 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. 2961, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," 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. 2207) recommending that S.B. No. 1017 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 report of the Committee was adopted and S.B. No. 1017, 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. 2208) recommending that S.B. No. 1200, 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 report of the Committee was adopted and S.B. No. 1200, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CHILD PROTECTIVE ACT," 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. 2209) recommending that S.B. No. 2140, 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. 2140, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," 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. 2210) recommending that S.B. No. 2163, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Commerce, Consumer Protection and Housing and 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. 2163, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2211) recommending that S.B. No. 2174, 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. 2174, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX," 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. 2212) recommending that S.B. No. 2185, 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. 2185, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY SERVICE CENTERS," 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. 2213) recommending that S.B. No. 2188, 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 report of the Committee was adopted and S.B. No. 2188, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A COMMISSION ON FATHERHOOD," 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. 2214) recommending that S.B. No. 2249 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 report of the Committee was adopted and S.B. No. 2249, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 2215) recommending that S.B. No. 2325 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. 2325, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the majority of the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2216) recommending that S.B. No. 2327, 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 report of the majority of the Committee was adopted and S.B. No. 2327, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE OR NEGLECT REPORTING," 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. 2217) recommending that S.B. No. 2328, 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 report of the Committee was adopted and S.B. No. 2328, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO NOTICE TO FOSTER PARENTS FOR CHAPTER 587, HAWAII REVISED STATUTES, CHILD PROTECTIVE ACT HEARINGS," 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. 2218) recommending that S.B. No. 2330, 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 report of the Committee was adopted and S.B. No. 2330, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR SERVICE PROVIDERS OF THE OFFICE OF YOUTH SERVICES," 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. 2219) recommending that S.B. No. 2333, 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. 2333, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR 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. 2220) recommending that S.B. No. 2443, 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 report of the Committee was adopted and S.B. No. 2443, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A TASK FORCE TO DETERMINE VISITATION RIGHTS FOR GRANDPARENTS AND HANAI INDIVIDUALS WHO ARE INFORMALLY RAISING THESE CHILDREN," 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. 2221) recommending that S.B. No. 2474 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. 2474, entitled: "A BILL FOR AN ACT RELATING TO POST-FOSTER CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Health, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2222) recommending that S.B. No. 3274, 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 majority of the Committees was adopted and S.B. No. 3274, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE REFUNDABLE

CAREGIVER TAX CREDIT," 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. 2223) recommending that S.B. No. 2507, 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. 2507, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 2224) recommending that S.B. No. 2562 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. 2562, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Health, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2225) recommending that S.B. No. 2563 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. 2563, entitled: "A BILL FOR AN ACT RELATING TO SAGE PLUS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 2226) recommending that S.B. No. 2566 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. 2566, entitled: "A BILL FOR AN ACT RELATING TO AGING," 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. 2227) recommending that S.B. No. 2713, 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. 2713, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY IDENTIFICATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Sakamoto, for the Committee on Human Services and the Committee on Education and Military Affairs, presented a joint report (Stand. Com. Rep. No. 2228) recommending that S.B. No. 2724, 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. 2724, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," 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. 2229) recommending that S.B. No. 3007, 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. 3007, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A COMMISSION TO CELEBRATE 2008 AS THE YEAR OF THE FAMILY," 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. 2230) recommending that S.B. No. 3199, 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. 3199, 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 majority of the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2231) recommending that S.B. No. 3200, 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 report of the majority of the Committee was adopted and S.B. No. 3200, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Health, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2232) recommending that S.B. No. 3205, 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 majority of the Committees was adopted and S.B. No. 3205, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," 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. 2233) recommending that S.B. No. 3211, 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. 3211, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Health, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2234) recommending that S.B. No. 3219, 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 majority of the Committees was adopted and S.B. No. 3219, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY PLACEMENT," 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. 2235) recommending that S.B. No. 3233, 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 report of the Committee was adopted and S.B. No. 3233, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PARENTING PLANS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 2236) recommending that S.B. No. 3252, 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. 3252, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," 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. 2237) recommending that S.B. No. 3254, 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 report of the Committee was adopted and S.B. No. 3254, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOME AND COMMUNITY-BASED SERVICES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Health, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2238) recommending that S.B. No. 3271, 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 majority of the Committees was adopted and S.B. No. 3271, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FEDERALLY QUALIFIED HEALTH CENTERS," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

THIRD READING

S.B. No. 2092, S.D. 1:

Senator Menor moved that S.B. No. 2092, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Hogue rose to speak in opposition to the measure and said:

“Mr. President, I rise in opposition.

“Members, this is a relatively innocuous bill requiring associations to give prior written notice of costs for providing information, but the bulk of the testimony at the hearing was in opposition. The bill is moving forward with a 2050 defective date and it would seem to me that in light of the testimony, that there really is no need for it to go forward.

“So, if the parties want to talk, they can talk somewhere else. We don’t have to force them, so I’ll be voting ‘no.’ Thank you.”

Senator Espero rose in support of the measure as follows:

“Mr. President, I’d like to rise in support of this measure.

“We passed similar bills to these in reference to condominiums last year. This bill relates to homeowner’s associations for single-family homes. Those individuals that did testify against this measure are the managing agents or the associations themselves. However, this bill will benefit literally thousands of homeowners and give them notice so they know that they will not get stuck with a \$150 legal fee, for example, that they did not know was coming to them.

“Thank you.”

The motion was put by the Chair and carried, S.B. No. 2092, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Hogue, Slom, Trimble). Excused, 1 (Ihara).

S.B. No. 2193, S.D. 1:

Senator Menor moved that S.B. No. 2193, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Hogue rose in opposition as follows:

“Mr. President, I also rise in opposition.

“This is also a relatively manini measure that is moving forward. Just bringing up some testimony here from the Mililani Town Association testifying that this bill arose due to an isolated incident at one planned community association and is not a statewide problem requiring what they characterize as unnecessary attempts to micromanage these community associations, so I’ll be voting ‘no.’

“Thank you.”

Senator Espero rose to support the measure and stated:

“Mr. President, I rise in support of this measure.

“This is a very simple basic concept that is a managing agent is holding records for your association which you pay for which have to do with the operations and the history of your association, shouldn’t those records be available to the homeowners who are paying for their storage? Shouldn’t they be available to the homeowners for the duration that they are in the possession of the association? I believe that answer is yes. It’s not difficult for the associations to access these records. They are easily available and this measure would allow homeowners to have possession.

“Thank you.”

The motion was put by the Chair and carried, S.B. No. 2193, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Hogue, Slom, Trimble).

REFERRAL OF HOUSE BILLS

MATTERS DEFERRED FROM WEDNESDAY, FEBRUARY 15, 2006

The President made the following committee assignments of House bills received on Tuesday, February 14, 2006:

House Bill	Referred to:
No. 1878	Committee on Commerce, Consumer Protection and Housing
No. 2313	Committee on Commerce, Consumer Protection and Housing
No. 2315	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 2331	Committee on Commerce, Consumer Protection and Housing

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill	Referred to:
No. 2747	Committee on Ways and Means
No. 3049	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Health
No. 3072	Jointly to the Committee on Labor and the Committee on Commerce, Consumer Protection and Housing

ADJOURNMENT

At 11:50 o’clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 2:00 o’clock p.m., Friday, February 17, 2006.

TWENTY-FIRST DAY

Friday, February 17, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 2:05 o'clock p.m. with the President in the Chair.

The Divine Blessing was invoked by Rabbi Peter Schaktman, Temple Emanu-El, after which the Roll was called showing all Senators present with the exception of Senators Hanabusa and Hooser who were excused.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 247 to 296) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 247, submitting for consideration and confirmation to the Island Burial Council, Island of Oahu, the nomination of CAROLYN KEHAUNANI ABAD, term to expire June 30, 2009, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 248, submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board, the nomination of RUSSELL Y. J. CHUNG, term to expire June 30, 2008, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 249, submitting for consideration and confirmation to the Hawai'i Paroling Authority, the nomination of ROY W. REEBER PH.D., term to expire June 30, 2007, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 250, submitting for consideration and confirmation to the Small Business Regulatory Review Board, the nomination of CHARLES K. H. AU, term to expire June 30, 2009, was referred to the Committee on Business and Economic Development.

Gov. Msg. No. 251, submitting for consideration and confirmation to the Board of Regents of the University of Hawai'i, the nomination of MICHAEL A. DAHLIG, term to expire June 30, 2007, was referred to the Committee on Higher Education.

Gov. Msg. No. 252, submitting for consideration and confirmation to the Wireless Enhanced 911 Board, the nomination of JOHN PETER JAEGER, term to expire December 31, 2007, was referred to the Committee on Media, Arts, Science and Technology.

Gov. Msg. No. 253, submitting for consideration and confirmation to the Wireless Enhanced 911 Board, the nomination of JEFF YAMANE, term to expire December 31, 2007, was referred to the Committee on Media, Arts, Science and Technology.

Gov. Msg. No. 254, submitting for consideration and confirmation to the Cable Advisory Committee, the nomination of SAM AIONA, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 255, submitting for consideration and confirmation to the State Board of Chiropractic Examiners, the nomination of FLORENTINA J. JOHNASEN, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 256, submitting for consideration and confirmation to the Civil Defense Advisory Council, the nomination of MANUEL MAKAHIAPO KULOLOIO, term to expire June 30, 2010, was referred to the Committee on Transportation and Government Operations.

Gov. Msg. No. 257, submitting for consideration and confirmation to the Civil Defense Advisory Council, the nomination of ANN M. SAKAGUCHI, term to expire June 30, 2010, was referred to the Committee on Transportation and Government Operations.

Gov. Msg. No. 258, submitting for consideration and confirmation to the Community-Based Economic Development Advisory Council, the nomination of JOHN ISOBE, term to expire June 30, 2010, was referred to the Committee on Business and Economic Development.

Gov. Msg. No. 259, submitting for consideration and confirmation to the Correctional Industries Advisory Committee, the nomination of DENISE J. JOHNSTON, term to expire June 30, 2010, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 260, submitting for consideration and confirmation to the Defender Council, the nomination of DANA S. ISHIBASHI, term to expire June 30, 2010, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 261, submitting for consideration and confirmation to the Board of Dental Examiners, the nomination of DAVID RICHARD BREESE DDS, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 262, submitting for consideration and confirmation to the Board of Dental Examiners, the nomination of GAYLE CHANG, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 263, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of ELVIRA LEE, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 264, submitting for consideration and confirmation to the Disability and Communication Access Board, the nomination of DEAN T. AOKI, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 265, submitting for consideration and confirmation to the Disability and Communication Access Board, the nomination of CHARLES W. FLEMING, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 266, submitting for consideration and confirmation to the Disability and Communication Access Board, the nomination of DEAN M. GEORGIEV, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 267, submitting for consideration and confirmation to the Drug Product Selection Board, the nomination of MARY JO KEEFE, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 268, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs, the nomination of DONALD K. MATSUI, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 269, submitting for consideration and confirmation to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, the nomination of RICHARD M. SUZUKI P.E., term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 270, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of DAVID W. HEYWOOD, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 271, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of WAYNE SACHIO HIGAKI, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 272, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of VIRGINIA PRESSLER MD, MBA, FACS, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 273, submitting for consideration and confirmation to the Health Planning Council, Windward Oahu Subarea, the nomination of GREIG E. GASPAR, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 274, submitting for consideration and confirmation to the Health Planning Council, Windward Oahu Subarea, the nomination of CHRISTOPHER J. LUTZ, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 275, submitting for consideration and confirmation to the State Highway Safety Council, the nomination of MITCHELL DAVID ROTH, term to expire June 30, 2010, was referred to the Committee on Transportation and Government Operations.

Gov. Msg. No. 276, submitting for consideration and confirmation to the Statewide Council on Independent Living, the nomination of PATRICIA LOCKWOOD, term to expire June 30, 2009, was referred to the Committee on Human Services.

Gov. Msg. No. 277, submitting for consideration and confirmation to the Medical Advisory Board, the nomination of JOYCE H. CASSEN MD, term to expire June 30, 2010, was referred to the Committee on Transportation and Government Operations.

Gov. Msg. No. 278, submitting for consideration and confirmation to the Board of Medical Examiners, the nomination of FERREYDOUN DON PARSA MD, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 279, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Hawai'i Service Area Board, the nomination of GARY F.

MICHELL, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 280, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Maui Service Area Board, the nomination of THOMAS E. ABBOTT SR., term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 281, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Maui Service Area Board, the nomination of DONNA DARLENE HANSEN, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 282, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Maui Service Area Board, the nomination of EILEEN ANNE LANG, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 283, submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, the nomination of SCOTT SHIGERU MORISHIGE, term to expire June 30, 2010, was referred to the Committee on Higher Education.

Gov. Msg. No. 284, submitting for consideration and confirmation to the Board of Examiners in Naturopathy, the nomination of SHEREE AIKO KON-HERRERA, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 285, submitting for consideration and confirmation to the Center for Nursing Advisory Board, the nomination of CATHERINE A. ADAMS RN, term to expire June 30, 2010, was referred to the Committee on Higher Education.

Gov. Msg. No. 286, submitting for consideration and confirmation to the Center for Nursing Advisory Board, the nomination of SALLY T. ISHIKAWA, term to expire June 30, 2010, was referred to the Committee on Higher Education.

Gov. Msg. No. 287, submitting for consideration and confirmation to the State Board of Nursing, the nomination of TERESA SAKAI APRN, term to expire June 30, 2009, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 288, submitting for consideration and confirmation to the Board of Examiners in Optometry, the nomination of JON M. ISHIHARA, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 289, submitting for consideration and confirmation to the Board of Examiners in Optometry, the nomination of LEE TSUYOSHI NAKAMURA, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 290, submitting for consideration and confirmation to the Board of Pharmacy, the nomination of ELWIN D.H. GOO, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 291, submitting for consideration and confirmation to the State Rehabilitation Council, the nomination

of RENE BERTHIAUME, term to expire June 30, 2009, was referred to the Committee on Human Services.

Gov. Msg. No. 292, submitting for consideration and confirmation to the Board of Taxation Review, 2nd Taxation District (Maui), the nomination of CAROL ANN BURDICK, term to expire June 30, 2010, was referred to the Committee on Ways and Means.

Gov. Msg. No. 293, submitting for consideration and confirmation to the Commission to Promote Uniform Legislation, the nomination of ELIZABETH KENT, term to expire June 30, 2010, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 294, submitting for consideration and confirmation to the Board of Veterinary Examiners, the nomination of KATHRYN RICE ILGEN DVM, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 295, submitting for consideration and confirmation to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, the nomination of MYRON H. NOMURA, term to expire June 30, 2010, was referred to the Committee on Energy, Environment, and International Affairs.

Gov. Msg. No. 296, submitting for consideration and confirmation to the Wireless Enhanced 911 Board, the nomination of ROY K. IREL, term to expire June 30, 2008, was referred to the Committee on Media, Arts, Science and Technology.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 16 to 18) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 16 "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE CENTER FOR NURSING AT THE UNIVERSITY OF HAWAII TO INVESTIGATE AND RECOMMEND WAYS TO ASSIST THE PUBLIC AND PRIVATE SECTORS TO RELIEVE THE NURSING SHORTAGE AND ENSURE A CONTINUOUS, ADEQUATE SUPPLY OF NURSES TO STAFF HOSPITALS AND OTHER MEDICAL FACILITIES IN THE STATE."

Offered by: Senator Baker.

No. 17 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT FINANCIAL AND MANAGEMENT AUDIT OF THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII."

Offered by: Senators Kim, Hooser, Nishihara, Tsutsui, English, Espero, Hanabusa, Chun Oakland, Hee, Kokubun, Baker, Ige, Slom.

No. 18 "SENATE CONCURRENT RESOLUTION REQUESTING A FINANCIAL AND MANAGEMENT AUDIT OF THE CAPITAL FUND PROGRAM ADMINISTERED BY THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII."

Offered by: Senators Kim, Hooser, Nishihara, Tsutsui, English, Hanabusa, Chun Oakland, Hee, Kokubun, Espero, Baker, Ige, Slom.

SENATE RESOLUTION

The following resolution (S.R. No. 6) was read by the Clerk and was deferred:

Senate Resolution

No. 6 "SENATE RESOLUTION REQUESTING THE HAWAII STATE CENTER FOR NURSING AT THE UNIVERSITY OF HAWAII TO INVESTIGATE AND RECOMMEND WAYS TO ASSIST THE PUBLIC AND PRIVATE SECTORS TO RELIEVE THE NURSING SHORTAGE AND ENSURE A CONTINUOUS, ADEQUATE SUPPLY OF NURSES TO STAFF HOSPITALS AND OTHER MEDICAL FACILITIES IN THE STATE."

Offered by: Senator Baker.

STANDING COMMITTEE REPORTS

Senators Baker and Kanno, for the Committee on Health and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 2239) recommending that S.B. No. 3283 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. 3283, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," 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. 2240) recommending that S.B. No. 2071 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. 2071, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STIPENDS FOR ASSISTANT ATHLETIC DIRECTORS AND COACHES EMPLOYED BY THE DEPARTMENT 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. 2241) recommending that S.B. No. 2718, 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. 2718, 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. 2242) recommending that S.B. No. 2837, 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. 2837, 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. 2243) recommending that S.B. No. 3053, 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. 3053, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NON-SCHOOL HOURS ACTIVITIES PROGRAMS," 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. 2244) recommending that S.B. No. 2255, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2255, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TIME LIMITATIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 21, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2245) recommending that S.B. No. 2591 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2591, entitled: "A BILL FOR AN ACT RELATING TO APPEALS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 21, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2246) recommending that S.B. No. 2596 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2596, entitled: "A BILL FOR AN ACT RELATING TO THE INTERMEDIATE APPELLATE COURT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 21, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2247) recommending that S.B. No. 2597 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2597, entitled: "A BILL FOR AN ACT RELATING TO APPELLATE JURISDICTION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 21, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2248) recommending that S.B. No. 2599 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2599, entitled: "A BILL FOR AN ACT RELATING TO APPEALS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 21, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2249) recommending that S.B. No. 2601 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2601, entitled: "A BILL FOR AN ACT RELATING TO DOCUMENTS SEALED UPON FILING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 21, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2250) recommending that S.B. No. 2602, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2602, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADULT PROBATION RECORDS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 21, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2251) recommending that S.B. No. 2604 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2604, entitled: "A BILL FOR AN ACT RELATING TO INTERMEDIATE APPELLATE COURT PANELS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 21, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2252) recommending that S.B. No. 2607, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2607, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSFER OF APPEALS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 21, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2253) recommending that S.B. No. 2608 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2608, entitled: "A BILL FOR AN ACT RELATING TO GUARDIAN AND PROTECTIVE PROCEEDINGS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 21, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2254) recommending that S.B. No. 2609, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

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

2609, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WRIT OF CERTIORARI," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 21, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2255) recommending that S.B. No. 2610, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2610, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATING TO CHANGING THE NAME OF THE INTERMEDIATE APPELLATE COURT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 21, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2256) recommending that S.B. No. 2611 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2611, entitled: "A BILL FOR AN ACT RELATING TO VEXATIOUS LITIGANTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 21, 2006.

Senators Sakamoto and Kokubun, for the Committee on Education and Military Affairs and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 2257) recommending that S.B. No. 3054, 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. 3054, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 2258), recommending that S.B. No. 333, S.D. 1, 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. 333, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 2259) recommending that S.B. No. 2670 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 report of the Committee was adopted and S.B. No. 2670, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Inouye and Chun Oakland, for the Committee on Transportation and Government Operations and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 2260) recommending that S.B. No. 2625, 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. 2625, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PREFERENCES UNDER THE PROCUREMENT CODE," 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. 2261) recommending that S.B. No. 2682, 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. 2682, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFECTIOUS DISEASE," 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. 2262) recommending that S.B. No. 2506 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. 2506, entitled: "A BILL FOR AN ACT RELATING TO THE REPRODUCTIVE RIGHTS PROTECTION COMMITTEE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2263) recommending that S.B. No. 2373 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 report of the Committee was adopted and S.B. No. 2373, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2264) recommending that S.B. No. 2465 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. 2465, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE QUEEN'S MEDICAL CENTER TO INCREASE ITS POWER GENERATING CAPACITY," 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. 2265) recommending that S.B. No. 2370 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 report of the Committee was adopted and S.B. No. 2370, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2266) recommending that S.B. No. 2232, 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 report of the Committee was adopted and S.B. No. 2232, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DECONTAMINATION OF ILLEGAL DRUG MANUFACTURING SITES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Baker and Sakamoto, for the Committee on Health and the Committee on Education and Military Affairs, presented a joint report (Stand. Com. Rep. No. 2267) recommending that S.B. No. 2505, 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. 2505, S.D. 1, entitled: "A BILL FOR AN ACT MAKES APPROPRIATIONS FOR SCHOOL-BASED SUBSTANCE ABUSE TREATMENT PROGRAMS FOR ADOLESCENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Kokubun, for the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 2268) recommending that S.B. No. 3188, 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. 3188, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY MARKET COMPETITION AND CONSUMERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Kokubun, for the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 2269) recommending that S.B. No. 3179, as amended in S.D. 1, 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 joint report of the Committees was adopted and S.B. No. 3179, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FERTILIZER," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senators Kanno and Hanabusa, for the Committee on Labor and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 2270), recommending that S.B. No. 301, S.D. 1, 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. 301, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2271) recommending that S.B. No. 2194 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. 2194, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM EMPLOYEES," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Kanno, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 2272) recommending that S.B. No. 2616 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. 2616, entitled: "A BILL FOR AN ACT RELATING TO MEAL BREAKS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 2273) recommending that S.B. No. 2640 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. 2640, entitled: "A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2274) recommending that S.B. No. 2642, 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 report of the Committee was adopted and S.B. No. 2642, S.D. 1, entitled: "A BILL FOR AN ACT REGARDING PERSONNEL ADMINISTRATION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Kanno, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 2275) recommending that S.B. No. 3009, 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. 3009, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE EXEMPT EMPLOYEES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 2276) recommending that S.B. No. 3035 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. 3035, entitled: "A BILL FOR AN ACT RELATING TO CONTINUED TEMPORARY TOTAL DISABILITY BENEFITS TO INJURED EMPLOYEES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2277) recommending that S.B. No. 2206, 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. 2206, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 2278) recommending that S.B. No. 2210 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 report of the majority of the Committee was adopted and S.B. No. 2210, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2279) recommending that S.B. No. 2272 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. 2272, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2280) recommending that S.B. No. 2274 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. 2274, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 2281) recommending that S.B. No. 2537 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 report of the majority of the Committee was adopted and S.B. No. 2537, entitled: "A BILL FOR AN ACT RELATING TO OATHS OF OFFICE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2282) recommending that S.B. No. 2643 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. 2643, entitled: "A BILL FOR AN ACT RELATING TO VOCATIONAL REHABILITATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2283) recommending that S.B. No. 2646 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. 2646, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 2284) recommending that S.B. No. 3011 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. 3011, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE LAW," 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. 2285) recommending that S.B. No. 2082 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. 2082, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senators Inouye and Chun Oakland, for the Committee on Transportation and Government Operations and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 2286) recommending that S.B. No. 2920 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. 2920, entitled: "A BILL FOR AN ACT RELATING TO THE ALOHA UNITED WAY 211 SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 2287) recommending that S.B. No. 3016, 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 report of the majority of the Committee was adopted and S.B. No. 3016, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PREVAILING WAGES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Kanno and Sakamoto, for the Committee on Labor and the Committee on Education and Military Affairs, presented a joint report (Stand. Com. Rep. No. 2288)

recommending that S.B. No. 3019, 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. 3019, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING FOR EMPLOYEES IN NEW CENTURY CHARTER SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 2289) recommending that S.B. No. 3031, 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. 3031, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNINTERRUPTED MEDICAL TREATMENT FOR WORK-RELATED INJURIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 2290) recommending that S.B. No. 3050, 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 report of the majority of the Committee was adopted and S.B. No. 3050, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYER INTIMIDATION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Fukunaga and Kokubun, for the Committee on Media, Arts, Science and Technology and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 2291) recommending that S.B. No. 3176, 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. 3176, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BURIAL SITES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2292) recommending that S.B. No. 2051 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. 2051, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER LICENSING," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2293) recommending that S.B. No. 2215, 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 report of the Committee was adopted and S.B. No. 2215, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS WHILE OPERATING A MOTOR VEHICLE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2294) recommending that S.B. No. 2952, 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. 2952, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," 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. 2295) recommending that S.B. No. 2958, 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. 2958, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," 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. 2296) recommending that S.B. No. 2013 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. 2013, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS," 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. 2297) recommending that S.B. No. 2414 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. 2414, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CONSTRUCTION OF ROADWAYS IN KONA," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Ige, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2298) recommending that S.B. No. 3000, as amended in S.D. 1, 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. 3000, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 21, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2299) recommending that S.B. No. 3048, 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. 3048, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE MORTGAGE CREDIT CERTIFICATES," 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. 2300) recommending that S.B. No. 2455, 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. 2455, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," 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. 2301) recommending that S.B. No. 2499, 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. 2499, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," 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. 2302) recommending that S.B. No. 2072 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. 2072, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ATHLETIC HEALTH CARE TRAINERS IN PUBLIC SCHOOLS," 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. 2303) recommending that S.B. No. 2305, 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. 2305, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS' SERVICES," 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. 2304) recommending that S.B. No. 2647 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 report of the Committee was adopted and S.B. No. 2647, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF INDECENT MATERIALS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 2305) recommending that S.B. No. 2821 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. 2821, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LIBRARIAN POSITIONS AT WAIALUA LIBRARY AND KAHUKU PUBLIC SCHOOL LIBRARY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Fukunaga, for the Committee on Education and Military Affairs and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 2306) recommending that S.B. No. 3093, 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. 3093, 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.

Senators Sakamoto and Chun Oakland, for the Committee on Education and Military Affairs and the Committee on Human Services, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2307) recommending that S.B. No. 3101, 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 majority of the Committees was adopted and S.B. No. 3101, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2308) recommending that S.B. No. 2236 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. 2236, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR RISK MANAGEMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2309) recommending that S.B. No. 2237 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. 2237, entitled: "A BILL FOR AN ACT RELATING TO STATE RISK MANAGEMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2310) recommending that S.B. No. 2238 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. 2238, entitled: "A BILL FOR AN ACT MAKING AN

EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2311) recommending that S.B. No. 2308 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. 2308, entitled: “A BILL FOR AN ACT RELATING TO TAX CREDITS FOR RETROFITTING PRIVATE FACILITIES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2312) recommending that S.B. No. 2385, 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 report of the Committee was adopted and S.B. No. 2385, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY,” passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2313) recommending that S.B. No. 2386, 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. 2386, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE STATE HIGHWAY FUND,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2314) recommending that S.B. No. 2488 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. 2488, entitled: “A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2315) recommending that S.B. No. 2663 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. 2663, entitled: “A BILL FOR AN ACT RELATING TO HIGHWAYS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2316) recommending that S.B. No. 2879 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. 2879, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII CIVIL AIR PATROL,”

passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2317) recommending that S.B. No. 2882 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. 2882, entitled: “A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENTS PERTAINING TO THE CIVIL AIR PATROL,” 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. 2318) recommending that S.B. No. 1311, 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. 1311, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DISPOSITION OF CONVICTED DEFENDANTS,” 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. 2319) recommending that S.B. No. 1313, 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. 1313, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FORFEITURES,” 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. 2320) recommending that S.B. No. 2949, 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. 2949, S.D. 1, 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. 2321) recommending that S.B. No. 3235, 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. 3235, 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. 2322) recommending that S.B. No. 3237, 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. 3237, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR NA KEIKI LAW CENTER," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Hanabusa, for the Committee on Media, Arts, Science and Technology and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 2323) recommending that S.B. No. 2673 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. 2673, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Baker and Inouye, for the Committee on Health and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 2324) recommending that S.B. No. 2898, 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. 2898, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor, Ige and Sakamoto, for the Committee on Commerce, Consumer Protection and Housing, the Committee on Intergovernmental Affairs and the Committee on Education and Military Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2325) recommending that S.B. No. 2702, 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 majority of the Committees was adopted and S.B. No. 2702, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2326) recommending that S.B. No. 3012, 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. 3012, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 2327) recommending that S.B. No. 3013, 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. 3013, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROVIDING THE OPPORTUNITY OF LIGHT DUTY WORK TO INJURED EMPLOYEES," passed

Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2328) recommending that S.B. No. 2208 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. 2208, entitled: "A BILL FOR AN ACT RELATING TO WAGES AND OTHER COMPENSATION," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senators Kanno and Inouye, for the Committee on Labor and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 2329) recommending that S.B. No. 2302 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. 2302, entitled: "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE AGENCY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kanno and Inouye, for the Committee on Labor and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 2330) recommending that S.B. No. 2303 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. 2303, entitled: "A BILL FOR AN ACT RELATING TO VETERANS' SERVICES," 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. 2331) recommending that S.B. No. 2032 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. 2032, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF SCHOOL REDESIGN," 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. 2332) recommending that S.B. No. 2075 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. 2075, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CAMPBELL HIGH SCHOOL," 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. 2333) recommending that S.B. No. 3059, 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. 3059, 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 Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2334) recommending that S.B. No. 2662 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. 2662, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Baker and Ige, for the Committee on Health and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2335) recommending that S.B. No. 2409 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. 2409, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COMMUNITY ANTI-DRUG FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Menor, for the Committee on Transportation and Government Operations and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 2336) recommending that S.B. No. 2288, 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. 2288, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MONEYS FOR DISASTER PREPAREDNESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Menor, for the Committee on Transportation and Government Operations and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 2337) recommending that S.B. No. 2458 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. 2458, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Chun Oakland, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 2338) recommending that S.B. No. 2332, 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. 2332, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Menor and Inouye, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Transportation and Government Operations,

presented a joint report (Stand. Com. Rep. No. 2339) recommending that S.B. No. 3069 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. 3069, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX DEDUCTIONS," 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. 2340) recommending that S.B. No. 2278 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. 2278, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," 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. 2341) recommending that S.B. No. 2649, 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. 2649, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PEARL HARBOR MEMORIAL," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Kanno, for the Committee on Education and Military Affairs and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 2342) recommending that S.B. No. 2652, 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. 2652, 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.

Senators Sakamoto and Hee, for the Committee on Education and Military Affairs and the Committee on Higher Education, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2343) recommending that S.B. No. 2956, 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 majority of the Committees was adopted and S.B. No. 2956, 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.

Senators Sakamoto and Hee, for the Committee on Education and Military Affairs and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 2344) recommending that S.B. No. 2980, 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. 2980, 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 Hee, for the majority of the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 2345) recommending that S.B. No. 3124 pass Second Reading and be placed on the calendar for Third Reading.

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. 3124, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 21, 2006.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 2346) recommending that S.B. No. 3121, 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. 3121, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 2347) recommending that S.B. No. 3120, 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. 3120, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 2348) recommending that S.B. No. 3118, 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. 3118, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Hee and Sakamoto, for the Committee on Higher Education and the Committee on Education and Military Affairs, presented a joint report (Stand. Com. Rep. No. 2349) recommending that S.B. No. 2883, 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. 2883, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Hee and Kokubun, for the Committee on Higher Education and the Committee on Water, Land, and Agriculture, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2350) recommending that S.B. No. 3087, 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 majority of the Committees was

adopted and S.B. No. 3087, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR JOB TRAINING IN NATURAL RESOURCES MANAGEMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Menor, for the Committee on Water, Land, and Agriculture and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 2351) recommending that S.B. No. 3002, 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. 3002, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2352) recommending that S.B. No. 2495, 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. 2495, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PLUG AND ABANDON THE EXPLORATORY GEOTHERMAL WELL IN WAO KELE O PUNA," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2353) recommending that S.B. No. 2482, 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. 2482, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LAND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2354) recommending that S.B. No. 3085, 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. 3085, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2355) recommending that S.B. No. 2492, 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 report of the Committee was adopted and S.B. No. 2492, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2356) recommending that S.B. No. 2478 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. 2478, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AGRICULTURAL RESEARCH AND MARKET DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2357) recommending that S.B. No. 2360, 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. 2360, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GROUNDED VESSELS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Hee, for the Committee on Water, Land, and Agriculture and the Committee on Higher Education, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2358) recommending that S.B. No. 2216, 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 majority of the Committees was adopted and S.B. No. 2216, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MAUNA KEA SUMMIT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2359) recommending that S.B. No. 2358, 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 report of the Committee was adopted and S.B. No. 2358, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTION OF FOREST RESERVES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2360) recommending that S.B. No. 3084, 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. 3084, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2361) recommending that S.B. No. 2569 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. 2569, entitled: "A BILL FOR AN ACT RELATING TO THE

EMERGENCY MANAGEMENT ASSISTANCE COMPACT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2362) recommending that S.B. No. 2768, S.D. 1, 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. 2768, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AVIATION FUEL TAX," 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. 2363) recommending that S.B. No. 3257 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. 3257, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 2364) recommending that S.B. No. 3082 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. 3082, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 2365) recommending that S.B. No. 2672 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. 2672, entitled: "A BILL FOR AN ACT RELATING TO CULTURAL AND HISTORIC SITES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Menor, for the Committee on Education and Military Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 2366) recommending that S.B. No. 2228, 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. 2228, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHER HOUSING," 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. 2367) recommending that S.B. No. 2535, 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. 2535, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PEARLRIDGE ELEMENTARY SCHOOL," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Menor, for the Committee on Education and Military Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2368) recommending that S.B. No. 2708, 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 majority of the Committees was adopted and S.B. No. 2708, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Inouye, for the Committee on Education and Military Affairs and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 2369) recommending that S.B. No. 2720, 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. 2720, 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. 2370) recommending that S.B. No. 2838, 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. 2838, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COMPREHENSIVE SCHOOL ALIENATION PROGRAM," 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. 2371) recommending that S.B. No. 2971, 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. 2971, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX DEDUCTIONS," 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. 2372) recommending that S.B. No. 3122, 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. 3122, 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.

Senators Menor and Ige, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2373) recommending that S.B. No. 2047 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. 2047, entitled: "A BILL FOR AN ACT RELATING TO PAWNSHOPS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2374) recommending that S.B. No. 2279, 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. 2279, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE BROKERS," 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. 2375) recommending that S.B. No. 2282, 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. 2282, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kanno and Inouye, for the Committee on Labor and the Committee on Transportation and Government Operations, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2376) recommending that S.B. No. 2209 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. 2209, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kanno, Espero and Inouye, for the Committee on Labor, the Committee on Business and Economic Development and the Committee on Transportation and Government Operations, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2377) recommending that S.B. No. 2546 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. 2546, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2378) recommending that S.B.

No. 3090, 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. 3090, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STANDARDIZED FORMS FOR WORKERS' COMPENSATION HEALTH CARE PROVIDERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Sakamoto, for the Committee on Transportation and Government Operations and the Committee on Education and Military Affairs, presented a joint report (Stand. Com. Rep. No. 2379) recommending that S.B. No. 2214, 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. 2214, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kim and Ige, for the Committee on Tourism and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2380) recommending that S.B. No. 2057, as amended in S.D. 1, 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 joint report of the Committees was adopted and S.B. No. 2057, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARE ZONING," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 2381) recommending that S.B. No. 2733, 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 report of the Committee was adopted and S.B. No. 2733, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Sakamoto and Chun Oakland, for the Committee on Education and Military Affairs and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 2382) recommending that S.B. No. 2862, 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. 2862, 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 Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2383), recommending that S.B. No. 218, S.D. 1, 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.

218, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was referred to the Committee on Ways and Means.

Senators Baker and Ige, for the Committee on Health and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2384) recommending that S.B. No. 2694 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. 2694, entitled: "A BILL FOR AN ACT RELATING TO EXCISE TAX ON HEALTH CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kanno and Ige, for the Committee on Labor and the Committee on Intergovernmental Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2385) recommending that S.B. No. 3020, 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 majority of the Committees was adopted and S.B. No. 3020, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," 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. 2386) recommending that S.B. No. 2100, 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. 2100, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VENTURE FINANCING," 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. 2387) recommending that S.B. No. 2539, 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 report of the Committee was adopted and S.B. No. 2539, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Inouye and Sakamoto, for the Committee on Transportation and Government Operations and the Committee on Education and Military Affairs, presented a joint report (Stand. Com. Rep. No. 2388) recommending that S.B. No. 2955, 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. 2955, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY SHELTERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Espero and Kokubun, for the Committee on Business and Economic Development and the Committee on Water, Land, and Agriculture, presented a joint report of the

majority of the Committees (Stand. Com. Rep. No. 2389) recommending that S.B. No. 2150 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. 2150, entitled: "A BILL FOR AN ACT RELATING TO BOATING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Espero and Kokubun, for the Committee on Business and Economic Development and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 2390) recommending that S.B. No. 2985, 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. 2985, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Ige, for the Committee on Education and Military Affairs and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2391) recommending that S.B. No. 2650, 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. 2650, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," 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. 2392) recommending that S.B. No. 2654, 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. 2654, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES," 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. 2393) recommending that S.B. No. 3102, 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. 3102, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STUDENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kanno and Inouye, for the Committee on Labor and the Committee on Transportation and Government Operations, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2394) recommending that S.B. No. 3034, 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 majority of the Committees was

adopted and S.B. No. 3034, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PREVAILING WAGES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Inouye, for the Committee on Intergovernmental Affairs and the Committee on Transportation and Government Operations, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2395) recommending that S.B. No. 2909, 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 majority of the Committees was adopted and S.B. No. 2909, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERMIT APPROVALS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Ige and Inouye, for the Committee on Intergovernmental Affairs and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 2396) recommending that S.B. No. 3134 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. 3134, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 281, HAWAII REVISED STATUTES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2397) recommending that S.B. No. 2403, 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 report of the Committee was adopted and S.B. No. 2403, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXCEPTIONS TO TORT ACTIONS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2398) recommending that S.B. No. 2025 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. 2025, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION OF IMPACT FEES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2399) recommending that S.B. No. 2551, 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 report of the Committee was adopted and S.B. No. 2551, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2400) recommending that S.B. No. 3051, 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. 3051, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY FISCAL ADMINISTRATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2401) recommending that S.B. No. 2760, 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 report of the Committee was adopted and S.B. No. 2760, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY LEFT IN A DANGEROUS CONDITION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2402) recommending that S.B. No. 2856, 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. 2856, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the majority of the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2403) recommending that S.B. No. 2584, 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 report of the majority of the Committee was adopted and S.B. No. 2584, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Ige and Hanabusa, for the Committee on Intergovernmental Affairs and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 2404) recommending that S.B. No. 2433, 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. 2433, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CAREER CRIMINAL PROSECUTION UNITS AND VICTIM WITNESS ASSISTANCE PROGRAMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Kokubun, for the Committee on Intergovernmental Affairs and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 2405) recommending that S.B. No. 3168 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. 3168, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF REAL PROPERTY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Chun Oakland, for the Committee on Intergovernmental Affairs and the Committee on Human Services, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2406) recommending that S.B. No. 2938, 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 majority of the Committees was adopted and S.B. No. 2938, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY NOTIFICATION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2407) recommending that S.B. No. 2430, 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 report of the Committee was adopted and S.B. No. 2430, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2408) recommending that S.B. No. 2559, 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 report of the Committee was adopted and S.B. No. 2559, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ETHICS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2409) recommending that S.B. No. 2073, 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 report of the Committee was adopted and S.B. No. 2073, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE POWER OF ARREST," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2410) recommending that S.B. No. 2263, 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 report of the Committee was adopted and S.B. No. 2263, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 134," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2411) recommending that S.B. No. 2583, 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 report of the Committee was adopted and S.B. No. 2583, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY HAZARD EVALUATION DATA," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2412) recommending that S.B. No. 2074, 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. 2074, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DEVELOPMENT OF A NON-EMERGENCY REPORTING SYSTEM, KNOWN AS 3-1-1," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the majority of the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2413) recommending that S.B. No. 2350 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. 2350, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER SPECIAL FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2414) recommending that S.B. No. 2233, 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. 2233, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A CITIZENS POLICE TRAINING PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2415) recommending that S.B. No. 2667, 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 report of the Committee was adopted and S.B. No. 2667, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Hee, Kanno and Ige, for the Committee on Higher Education, the Committee on Labor and the Committee on Intergovernmental Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2416) recommending that S.B. No. 2959, 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 majority of the Committees was adopted and S.B. No. 2959, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Kanno, for the Committee on Transportation and Government Operations and the Committee on Labor, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2417) recommending that S.B. No. 2914, 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 majority of the Committees was adopted and S.B. No. 2914, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2418) recommending that S.B. No. 2273, 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. 2273, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2419) recommending that S.B. No. 2416, 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. 2416, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REHIRING OF RETIREES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2420) recommending that S.B. No. 2021, 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. 2021, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 2421) recommending that S.B. No. 3021, 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 report of the majority of the Committee was adopted and S.B. No. 3021, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Kanno, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 2422) recommending

that S.B. No. 3033, 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 report of the majority of the Committee was adopted and S.B. No. 3033, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Kanno and Hee, for the Committee on Labor and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 2423), recommending that S.B. No. 304, S.D. 1, 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 joint report of the Committees was adopted and S.B. No. 304, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT," was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 2424) recommending that S.B. No. 2222, 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. 2222, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STREAMLINED SALES AND USE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 2425) recommending that S.B. No. 2200, 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 report of the Committee was adopted and S.B. No. 2200, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTION," 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. 2426) recommending that S.B. No. 2742, 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. 2742, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Kanno, for the Committee on Education and Military Affairs and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 2427) recommending that S.B. No. 2705, 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. 2705, 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.

Senators Sakamoto and Kanno, for the Committee on Education and Military Affairs and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 2428) recommending that S.B. No. 3194, 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. 3194, 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 Chun Oakland, for the majority of the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2429) recommending that S.B. No. 2162, 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 report of the majority of the Committee was adopted and S.B. No. 2162, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CHILDREN," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 2430) recommending that S.B. No. 2166, 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. 2166, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MINORS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Chun Oakland and Hanabusa, for the Committee on Human Services and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 2431) recommending that S.B. No. 2323, 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. 2323, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL REVENUE MAXIMIZATION IN THE JUDICIARY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Hanabusa, for the Committee on Human Services and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 2432) recommending that S.B. No. 2334, 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. 2334, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE HAWAII YOUTH CORRECTIONAL FACILITY," 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. 2433) recommending that S.B. No. 2681, 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. 2681, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES," 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. 2434) recommending that S.B. No. 2688, 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 report of the Committee was adopted and S.B. No. 2688, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Chun Oakland and Sakamoto, for the Committee on Human Services and the Committee on Education and Military Affairs, presented a joint report (Stand. Com. Rep. No. 2435) recommending that S.B. No. 2795, 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. 2795, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Chun Oakland and Sakamoto, for the Committee on Human Services and the Committee on Education and Military Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2436) recommending that S.B. No. 2861, 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 majority of the Committees was adopted and S.B. No. 2861, 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.

Senators Chun Oakland and Menor, for the Committee on Human Services and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 2437) recommending that S.B. No. 3003, 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. 3003, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE PHARMACY ASSISTANCE PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 2438) recommending that S.B. No. 3202, 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. 3202, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL CARE," 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. 2439) recommending that S.B. No. 3229, 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. 3229, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CHORE SERVICE PROGRAMS," 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. 2440) recommending that S.B. No. 3246, 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. 3246, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADULT RESIDENTIAL CARE HOMES," 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. 2441) recommending that S.B. No. 3253 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. 3253, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," 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. 2442) recommending that S.B. No. 2577 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. 2577, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WAIANAE COAST COMPREHENSIVE HEALTH CENTER," 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. 2443) recommending that S.B. No. 2719, 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. 2719, 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.

2444) recommending that S.B. No. 3195, 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. 3195, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR 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. 2445) recommending that S.B. No. 3197, 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. 3197, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTITUTE TEACHERS," 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. 2446) recommending that S.B. No. 2318, 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. 2318, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," 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. 2447) recommending that S.B. No. 2041, 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. 2041, S.D. 1, entitled: "A BILL FOR AN ACT GENERAL EXCISE TAX; EXEMPTION FOR RELATED ENTITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and English, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Energy, Environment, and International Affairs, presented a joint report (Stand. Com. Rep. No. 2448) recommending that S.B. No. 2291, 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. 2291, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PETROLEUM PRICE GOUGING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2449) recommending that S.B. No. 2999, 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.

2999, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," 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. 2450) recommending that S.B. No. 2143, 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. 2143, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS," 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. 2451) recommending that S.B. No. 2239, 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. 2239, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE WIRELESS ENHANCED 911 BOARD," 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. 2452) recommending that S.B. No. 2093, 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. 2093, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," 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. 2453) recommending that S.B. No. 2250 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 report of the Committee was adopted and S.B. No. 2250, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Kokubun and Espero, for the Committee on Water, Land, and Agriculture and the Committee on Business and Economic Development, presented a joint report (Stand. Com. Rep. No. 2454) recommending that S.B. No. 3078, 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. 3078, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2455) recommending that S.B. No. 2098, 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. 2098, 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 Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2456) recommending that S.B. No. 3096, 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. 3096, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE AGRICULTURAL WATER USE AND DEVELOPMENT PLAN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2457) recommending that S.B. No. 2359, 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. 2359, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOREST STEWARDSHIP," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2458) recommending that S.B. No. 3077, 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. 3077, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2459) recommending that S.B. No. 2483, 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. 2483, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Menor, for the Committee on Water, Land, and Agriculture and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 2460) recommending that S.B. No. 2541, 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. 2541, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEVELOPMENT OF INFRASTRUCTURE FOR THE KALAELOA COMMUNITY

DEVELOPMENT DISTRICT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Menor, for the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 2461) recommending that S.B. No. 3181, 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. 3181, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Menor, for the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 2462) recommending that S.B. No. 3162, 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. 3162, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Menor, for the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 2463) recommending that S.B. No. 3182, 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. 3182, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 2464) recommending that S.B. No. 3185, as amended in S.D. 1, 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. 3185, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 2465) recommending that S.B. No. 3173, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Commerce, Consumer Protection and Housing and 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. 3173, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Ways and Means.

Senators Chun Oakland and Menor, for the Committee on Human Services and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 2466) recommending that S.B. No. 2180, 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. 2180, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Menor, for the Committee on Human Services and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 2467) recommending that S.B. No. 2461 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. 2461, entitled: "A BILL FOR AN ACT RELATING TO GRANTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the majority of the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2468) recommending that S.B. No. 2079, 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 report of the majority of the Committee was adopted and S.B. No. 2079, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Kanno and Ige, for the Committee on Labor and the Committee on Intergovernmental Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2469) recommending that S.B. No. 3022 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. 3022, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Baker and Ige, for the Committee on Health and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2470) recommending that S.B. No. 2504, 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. 2504, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Espero and Kokubun, for the Committee on Business and Economic Development and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 2471) recommending that S.B. No. 3091, 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. 3091, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS TO COASTAL AND INLAND RECREATIONAL AREAS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Menor and Fukunaga, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 2472) recommending that S.B. No. 2289, 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. 2289, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER CREDIT REPORTING AGENCIES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2473) recommending that S.B. No. 2331, 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 report of the Committee was adopted and S.B. No. 2331, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2474), recommending that S.B. No. 2773, S.D. 1, 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. 2773, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2475) recommending that S.B. No. 2683, 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 report of the Committee was adopted and S.B. No. 2683, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURT-ORDERED MENTAL EXAMINATIONS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators English and Menor, for the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 2476) recommending that S.B. No. 2271, 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. 2271, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO ENERGY," 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. 2477) recommending that S.B. No. 3158 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. 3158, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LANAI COMMUNITY HOSPITAL," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Baker and Fukunaga, for the Committee on Health and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 2478) recommending that S.B. No. 2227, as amended in S.D. 1, 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 joint report of the Committees was adopted and S.B. No. 2227, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 2479) recommending that S.B. No. 2329, 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. 2329, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCREASING CAPACITY FOR HOME AND COMMUNITY-BASED LONG-TERM CARE SERVICES," 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. 2480) recommending that S.B. No. 3153, 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. 3153, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE HANA HEALTH NUTRITION TRAINING CENTER," 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. 2481) recommending that S.B. No. 3064, 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 report of the Committee was adopted and S.B. No. 3064, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STRUCTURED SETTLEMENTS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Sakamoto and Baker, for the Committee on Education and Military Affairs and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 2482) recommending that S.B. No. 3273, 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. 3273, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Sakamoto and Baker, for the Committee on Education and Military Affairs and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 2483) recommending that S.B. No. 3275, 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. 3275, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUBSTANCE ABUSE ASSESSMENTS FOR UNINSURED STUDENTS," 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. 2484) recommending that S.B. No. 2836, 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. 2836, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE EDUCATIONAL FACILITIES IMPROVEMENT FUND," 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. 2485) recommending that S.B. No. 3126, 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. 3126, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," 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. 2486) recommending that S.B. No. 2572, 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. 2572, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," 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. 2487) recommending that S.B. No. 3004, 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. 3004, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Hanabusa, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 2488) recommending that S.B. No. 2248, 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. 2248, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOLICITATION OF FUNDS FOR CHARITABLE PURPOSES," 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. 2489) recommending that S.B. No. 2764, 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. 2764, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAUMA CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2490) recommending that S.B. No. 2954, 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. 2954, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2491) recommending that S.B. No. 2479 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 report of the Committee was adopted and S.B. No. 2479, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2492) recommending that S.B. No. 2550, 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. 2550, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT," passed

Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2493) recommending that S.B. No. 2485, 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. 2485, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Menor, for the majority of the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2494) recommending that S.B. No. 3063, 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. 3063, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Kokubun, for the Committee on Education and Military Affairs and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 2495) recommending that S.B. No. 2707, 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. 2707, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," 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. 2496) recommending that S.B. No. 2884, 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. 2884, 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.

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. 2497) recommending that S.B. No. 2905, 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. 2905, 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. 2498) recommending that S.B. No. 3196 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. 3196, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR EDUCATIONAL FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Menor, for the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 2499) recommending that S.B. No. 3105, 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. 3105, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEPOSIT BEVERAGE CONTAINER PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Menor, for the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 2500) recommending that S.B. No. 2957, 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. 2957, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Baker and Ige, for the Committee on Health and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2501) recommending that S.B. No. 3272, 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. 3272, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE REIMBURSEMENT TO THE COUNTIES FOR THE ISSUANCE OF PARKING PLACARDS TO PERSONS WITH DISABILITIES," 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. 2502) recommending that S.B. No. 2035, 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. 2035, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ENHANCEMENT OF IMAGING EQUIPMENT FOR WAHIAWA GENERAL HOSPITAL," 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. 2503) recommending that S.B. No. 3146, 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. 3146, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN

APPROPRIATION FOR EMERGENCY MEDICAL SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Hee, for the Committee on Water, Land, and Agriculture and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 2504) recommending that S.B. No. 2476, 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. 2476, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 2505) recommending that S.B. No. 2125, 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. 2125, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," 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. 2506) recommending that S.B. No. 2076, 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. 2076, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEASEHOLD CONVERSION," 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. 2507) recommending that S.B. No. 3184, 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. 3184, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Fukunaga, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 2508) recommending that S.B. No. 2159, 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. 2159, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IDENTITY THEFT," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Menor and Fukunaga, for the Committee on Commerce, Consumer Protection and Housing and the

Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 2509) recommending that S.B. No. 2158, 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. 2158, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IDENTITY THEFT," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Menor and Fukunaga, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 2510) recommending that S.B. No. 2157, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Judiciary and Hawaiian Affairs and 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. 2157, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC COMMERCE AND IDENTITY THEFT," passed Second Reading and was referred jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means.

Senators Menor and Fukunaga, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 2511) recommending that S.B. No. 3109, 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. 3109, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Menor and Fukunaga, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 2512) recommending that S.B. No. 2293, as amended in S.D. 1, 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. 2293, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SECURITY NUMBER PROTECTION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 21, 2006.

Senators Menor and Fukunaga, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 2513) recommending that S.B. No. 2292, 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. 2292, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DESTRUCTION OF PERSONAL

INFORMATION RECORDS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2514) recommending that S.B. No. 2962, 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 report of the Committee was adopted and S.B. No. 2962, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2515) recommending that S.B. No. 3231, as amended in S.D. 1, 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. 3231, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL LICENSURE," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

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. 2516) recommending that S.B. No. 2503, 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 majority of the Committees was adopted and S.B. No. 2503, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FLAVORED TOBACCO PRODUCTS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2517) recommending that S.B. No. 3152, 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. 3152, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HANA COMMUNITY HEALTH CENTER," 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. 2518) recommending that S.B. No. 2038, 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. 2038, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO NA LEI WILI AREA HEALTH EDUCATION CENTER'S GROW OUR OWN HEALERS PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 2519) recommending that S.B. No. 2382, 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. 2382, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," 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. 2520) recommending that S.B. No. 2364, 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. 2364, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ALCOHOL AND SUBSTANCE ABUSE," 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. 2521) recommending that S.B. No. 3155 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. 3155, entitled: "A BILL FOR AN ACT RELATING TO MOLOKAI GENERAL HOSPITAL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2522) recommending that S.B. No. 3264, 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. 3264, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE AHIHI-KINAU NATURAL AREA RESERVE MANAGEMENT PLAN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2523) recommending that S.B. No. 2532, 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 report of the Committee was adopted and S.B. No. 2532, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," 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. 2524) recommending that S.B. No. 2161, 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 report of the majority of the Committee was adopted and S.B. No. 2161, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CHILDREN," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 2525) recommending that S.B. No. 3161, as amended in S.D. 1, 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. 3161, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 2526) recommending that S.B. No. 2741, 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 report of the Committee was adopted and S.B. No. 2741, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ARTIST RECORDING CONTRACTS," 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. 2527) recommending that S.B. No. 2806, 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. 2806, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE PROCEEDINGS ON THE INTERNET," 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. 2528) recommending that S.B. No. 3156 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. 3156, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MOLOKAI GENERAL HOSPITAL," 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. 2529), recommending that S.B. No. 238, S.D. 1, 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 joint report of the Committees was adopted and S.B. No. 238, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ELDERLY," was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2530) recommending that S.B. No. 2508, 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. 2508, 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.

Senators Menor and Hanabusa, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 2531) recommending that S.B. No. 2571 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. 2571, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII STATE CONSTITUTION RELATING TO SPECIAL PURPOSE REVENUE BONDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Fukunaga, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 2532) recommending that S.B. No. 2290, 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. 2290, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTION FROM SECURITY BREACHES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2533) recommending that S.B. No. 2067 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. 2067, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," 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. 2534) recommending that S.B. No. 3112, 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. 3112, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE 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. 2535) recommending that S.B. No. 2927 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 report of the Committee was adopted and S.B. No. 2927, entitled: "A BILL FOR AN ACT RELATING TO GARNISHMENT," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Baker and Ige, for the Committee on Health and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2536) recommending that S.B.

No. 2404, 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. 2404, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION AS A GRANT-IN-AID TO THE COUNTY OF HAWAII FOR EMERGENCY MEDICAL SERVICE PERSONNEL TO STAFF THE AEROMEDICAL HELICOPTER UNIT," 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. 2537) recommending that S.B. No. 3277, as amended in S.D. 1, 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. 3277, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NURSE AIDES," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 2538) recommending that S.B. No. 3192, 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. 3192, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SISTER STATE AND PROVINCE RELATIONSHIPS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 2539) recommending that S.B. No. 3186, 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. 3186, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," 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. 2540) recommending that S.B. No. 3247, 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. 3247, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CARE HOMES," 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. 2541) recommending that S.B. No. 2617, 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. 2617, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO TEMPORARY ASSISTANCE FOR NEEDY FAMILIES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the majority of the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2542) recommending that S.B. No. 2615, 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 report of the majority of the Committee was adopted and S.B. No. 2615, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CHILD PROTECTION,” passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

ORDER OF THE DAY

THIRD READING

S.B. No. 2261:

On motion by Senator Baker, seconded by Senator Hee and carried, S.B. No. 2261, entitled: “A BILL FOR AN ACT RELATING TO DISCLOSURE OF VITAL STATISTICS RECORDS TO LAW ENFORCEMENT OFFICERS FOR CRIMINAL INVESTIGATIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Hanabusa, Hooser, Ige).

RE-REFERRAL OF A SENATE BILL

The Chair re-referred the following Senate bill that was introduced:

Senate Bill Referred to:

No. 2190 Jointly to the Committee on Labor and the Committee on Ways and Means

Senator Hee rose on a point of personal privilege and stated:

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

“It’s reported on the Web today and will be reported tomorrow, members, that the UH regents have suspended the presidential search and they will engage in a negotiation with President McClain to be considered as the next president. Members, by doing so, the taskforce on the Board of Regents would make this recommendation to the full board for action.

“Let me say at the outset, this is, in my view, inexplicable and is not in the best interest of the residents of Hawaii and in particular the students of the University of Hawaii campus, the ten-campus system.

“It’s unfathomable to me why the taskforce, regardless of the explanation on the Web would choose to suspend the opportunity for this great state to curtail its search for a president. Among the reasons outlined by the taskforce making the recommendation is, quote, ‘Your chances of finding another system president who would rate, quote, “outstanding,” end quote, are less than 50 percent.’ Quote, ‘Someone who has been doing the job extremely well for almost two years should not have to participate in a cattle call to keep the job. The Board of Regents should just appoint him,’ end quote. Quote, ‘If I were in your shoes, I would not proceed with a search until I knew the door was absolutely nailed shut for David McClain,’

end quote. And finally, quote, ‘No matter who tells you what, you have to do what is best for your university system and follow your instincts,’ end quote.

“Each of those reasons to stop the search is a reason to continue the search. If in fact the chances of finding another system president who would rate outstanding are less than 50 percent, let us go forward and find those other 50 percenters. If someone who has been doing the job extremely well for almost two years should not participate in the cattle call to keep that job, since when should the Board of Regents and this state capitulate without doing the people’s work and find in fact if he is the best person?

“No matter who tells you what to do, you have to do what is best for the university system and follow your instincts. I’m not sure what instincts one needs to follow to move forward with a transparent system, to move forward with a process that is open, to move forward with a system that seeks out the best and the brightest in this state, in this nation, and in this world.

“The brief remarks in today’s Advertiser on the Web says that ‘Board Chair Kitty Lagareta reported this morning that the search firm had recommended they suspend a nationwide search and offer interim President McClain the job. The regents expect to meet in March to pursue the issue.’ McClain announced in late November that he would not be a candidate for the presidency. In fact, he said on November 29th, ‘A full term as our university’s president involves at least a seven-year commitment. That’s the time normally required to fully shape a new course in this large and complex organization serving 80,000 students with a budget today of \$1.1 billion. My predecessor’s contract was for seven years, extendable to ten. The three presidents before him each served between seven and ten years. In my view,’ said McClain, ‘this university needs a president who can commit to serving for that length of time. If I were chosen to be the UH president,’ he continued, ‘it’s likely that I’d serve only until 2009 and then the university would have to search again for a president. As a consequence, I do not intend to actively pursue the UH presidency.’

“Members, it’s clear to me that McClain and the University Board of Regents have a cozy relationship as it is clear to me that surely there are others who would be interested in a job that pays \$350,000, that has a full-time maid, that has a full-time yard person, that in fact lives in a mansion called ‘College Hill.’ It is clear to me that David McClain, as he said on November 29th, if he wishes to be president, he should be willing to participate in a cattle call. And if he’s not willing to participate in the cattle call, he ought to do right by the students of the University of Hawaii and decline the capitulation by the Board of Regents to suspend a search to get the best and the brightest. Anything less, under a Democrat governor, would be criticized as the ‘old boy network’ going about their business behind closed doors to ensure one of their own to be the next president.

“Thank you.”

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

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

“I wasn’t planning to say anything today, but I think that the remarks made by my distinguished colleague from Kahlualoa needs some balance – fair and balanced.

“First of all, I did not see the Web story so I’m not familiar with that. However, I did hear that in fact an offer may be made to Mr. McClain.

"I think it's a little sad that the remarks that were just made were basically made of a personal nature rather than pointing out specific issues. If we have issues of disagreement, that's one thing and we bring those issues forward, but I think we should keep a number of things in mind.

"And by the way, Mr. President, I'm standing here because I'm a graduate of the University of Hawaii, Manoa. That's my alma mater. So I take a particular interest in what's happening, and I take issue with the statement that it's a cozy relationship and it's part of the 'old boy network.' We all knew what the 'old boy network' was.

"I think it's interesting that here is a gentleman who took over the university at a time of crisis, and where did that crisis come from? This crisis came because after a national search, after everybody fell over and fawned over the candidate, we found out not only was he not capable of fairly and adequately administering the university, we found out that he didn't tell the truth. We found out that he came before this Body and made grandiose promises of financial assistance on projects which he never followed through with. We found out in fact that he looted the University of Hawaii and the people of this State and that the gentleman is lucky that he's not in jail right now, instead he's got a high paying position in Massachusetts. I understand in Massachusetts they look favorably upon people who have been felons or near felons.

"In any event, McClain took over. He didn't seek the job. He wasn't campaigning for the job, and over the last two years we've had stability restored to the university. We've moved to additional issues and we can agree or disagree on some of those issues. To say that it's a closed, 'old boy,' cozy network, however, belies the facts. And the facts are – interim President McClain actually allowed student and faculty protestors to take over his office for a number of days; he bent over backwards in making sure that all of the discussions were free and open, including his own chancellor who happened to recommend another position in the UARC issue.

"So, to say that this man really was basically plotting or scheming with the Governor or the Board of Regents I think does a great deal of injustice to the man. And yes, those quotes were accurate that the good Senator from Kahaluu read back in November because he was being honest and saying he wasn't looking for that long-term commitment. He wanted to spend time with his family. He made that very clear. But it was also very clear that there was a lot of support within the community to have temporary President McClain made permanent President McClain.

"And while I certainly agree that a search is a valuable thing to do, when you have somebody not only on the job but doing the job and doing it well, someone who has been fair and evenhanded, someone who has brought back respect to the University of Hawaii, someone who has removed the clouds left by the last nationally secured president of this university, then I think unless we have serious and grievous concerns about specific issues, that we should welcome the attempt to get him to do this. And it's not a done deal, from what I understand, not what I read from the Advertiser on the Web. But as the Senator said, there will be a subject brought up in the March meeting of the Board of Regents. We believe there will be an offer made, and I personally hope that that offer will be accepted. Because we've found out in the past – we found out from the superintendent of education who was also highly recruited. Of course we learned he got the job primarily because he was the only one that wore an aloha shirt instead of a suit, which I think is a tremendous, you know, vote of confidence for experience and background.

"We certainly should watch the university. We certainly should watch where the money goes. We certainly should question budgets and figures and issues that are taken, but not the personal attack on an individual who is very quiet, very behind the scenes, again, unlike his predecessor, who has done and is doing the job.

"So, from that standpoint, I think we should be pleased that at least he may be willing to accept that. We certainly will want to look at all of the requirements or all of the offers that are made, including the salary. Of course, I remind the good Senator from across the way that the football coach earns more than the President of the University of Hawaii. That's another issue that we might talk about. But I'm just suggesting that if we want to debate this issue, then let's in fact debate the issues and not slander the man.

"Thank you, Mr. President."

Senator Hee rose in rebuttal and said:

"Mr. President, I rise in rebuttal. Let me be clear. My criticism is not to McClain. My criticism is to the process. My criticism is to the Board of Regents, the taskforce. The criticism for McClain will wait until the day that the regents, if we happen to be in Session, hire the man.

"But like the previous speaker, I have three degrees from UH Manoa. But unlike the previous speaker who evidently embraces the phrase 'do as I say, not as I do,' the criticism wasn't at McClain. It was at the process. It was at the Board of Regents. The reference to the cozy relationship was made in the context that if this were under a different regime, these are the comments that would be leveled.

"I don't know if there's any plotting or scheming going on. That will come to light on another day. But the criticism should be brought to bear right where it belongs – and that's at the feet of the Board of Regents, not the nominee or the individual who is being courted absent of a search. Why would you not do a search? McClain himself said it's in the best interest of the university to do a nationwide search. It's in the best interest of the students to have everyone considered. Why would you not do a search?

"So any capitulation to those words, it's not aimed at the individual who's being courted but at the courtiers, the Board of Regents.

"Thank you."

ADJOURNMENT

At 2:27 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., Tuesday, February 21, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TWENTY-SECOND DAY

Tuesday, February 21, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:41 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Russell Higa, Honolulu Christian Church, after which the Roll was called showing all Senators present with the exception of Senator Nishihara who was excused.

The President announced that he had read and approved the Journal of the Twenty-First Day.

At 11:47 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:59 o'clock a.m.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 297, dated February 8, 2006, transmitting the 2005 Report of the Commission to Promote Uniform Legislation, prepared by the Department of the Attorney General, was read by the Clerk and was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 27 to 30) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 27, transmitting H.B. No. 2476, which passed Third Reading in the House of Representatives on February 17, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2476, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," passed First Reading by title and was deferred.

Hse. Com. No. 28, transmitting H.B. No. 2896, which passed Third Reading in the House of Representatives on February 17, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2896, entitled: "A BILL FOR AN ACT RELATING TO EMOTIONAL DISTRESS," passed First Reading by title and was deferred.

Hse. Com. No. 29, transmitting H.B. No. 2900, which passed Third Reading in the House of Representatives on February 17, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2900, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC VOTING," passed First Reading by title and was deferred.

Hse. Com. No. 30, transmitting H.B. No. 3242, which passed Third Reading in the House of Representatives on February 17, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3242, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed First Reading by title and was deferred.

SENATE CONCURRENT RESOLUTION

The following concurrent resolution (S.C.R. No. 19) was read by the Clerk and was deferred:

Senate Concurrent Resolution

No. 19 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO OFFER COVERAGE FOR SURVIVORS OF BRAIN INJURIES."

Offered by: Senator Baker.

ORDER OF THE DAY

THIRD READING

S.B. No. 2896, S.D. 1:

On motion by Senator Inouye, seconded by Senator Espero and carried, S.B. No. 2896, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 3183, S.D. 1:

Senator English moved that S.B. No. 3183, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Inouye.

Senator Whalen rose in opposition and said:

"Mr. President, I rise in opposition to the bill.

"It sounds good and sounds great, however, the testimony from the expert brought in from the Rocky Mountain Alliance offered on his own without much questioning, actually, what is the effect of this going to be when we enact this? And he said, well, the emissions from Hawaii, our air is so clean already from the trade winds, etc., that it would make no difference on our environment. What about the worldwide global warming, etc.? Again, Hawaii is so small that it will make absolutely no difference in the effect of global warming. When asked, well, why should we do this? The response was, well, we should do this to join our voices with other states such as California who has horrible pollution and smog. We should join our voices with theirs' to show that we support this cause.

"However, the cost to have this extra system on the car he estimated to be about four or five, six, seven hundred dollars in that range to have these things on. I don't think we should burden our citizens with an increase cost of living to join our voices with states that need something like this.

"Thank you, Mr. President."

Senator English rose to speak in support of the measure and said:

“Mr. President, I rise in support of the measure.

“Mr. President, the good Senator from the Big Island I think misinterpreted what Kyle Datta said from the Rocky Mountain Institute. First of all, what this measure does is that it sets out the California process for clean air. And if any of you watched 60 Minutes this past Saturday, they had a segment called, ‘Global Warning’ and it talked about the collective greenhouse gasses and that about 25 percent of the North Pole has melted. And they are predicting that within this century, we’ll have three feet of sea level rise based on the current amount of CO2 that’s being put into the atmosphere.

“This particular measure adopts what many states have adopted and also adopts what the federal government has adopted and it goes into effect in ’09. The idea behind it is that every little bit of greenhouse gas emissions that go out contribute to global warming. The fact that we have trade winds that blow this over Hawai‘i is almost irrelevant because it adds to the entire global system. We are no longer isolated by artificial lines, political lines, the State of California versus the State of Nevada versus the State of Idaho, but it’s the amount of emissions that we put out. And because we contribute to global warming, it is a prudent step for us to do this to make sure that we cut back on our CO2 emissions.

“Now, the prices that were quoted by the previous speaker reflect what it would cost today. However, because the national standards will go into effect and the California standards are already in effect, these prices should drop as the car manufacturers build this on all of their cars.

“So, it is good for the environment, good for Hawai‘i, and good for the planet. I ask our members to support this. Thank you.”

Senator Whalen rose and stated:

“Mr. President, I’ll be brief.

“I take resentment that my previous speech was portrayed as misunderstanding what the testifier said because if the previous speaker took the time to look over the tape, because I believe Olelo was recording it, what I said was except for the price, I couldn’t remember exactly how much the cost was. What I said came out of his mouth and it’s almost a verbatim quote. So, for the previous speaker to present his argument as I misunderstood what the speaker said, perhaps he should listen to the speaker who is speaking and actually not twist it around so it works out in his mind what he thinks it should say, but actually listen to the speaker and what was said. And the speaker did say Hawaii is so small it will have no effect on global warming and it will have no effect on Hawaii’s air and the reason why we should do this is to join our voices. And if that’s the way this Body, the majority of you feel with the increased burden on the taxpayers, residents of Hawaii, then vote your conscience. For myself, I’d rather do what’s best for the people and not worry about making political grandstanding statements at the cost to the people of Hawaii.

“Thank you.”

The motion was put by the Chair and carried, S.B. No. 3183, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO VEHICULAR EMISSIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Slom, Trimble, Whalen). Excused, 1 (Nishihara).

S.B. No. 2255, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2255, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TIME LIMITATIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 2591:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2591, entitled: “A BILL FOR AN ACT RELATING TO APPEALS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 2596:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2596, entitled: “A BILL FOR AN ACT RELATING TO THE INTERMEDIATE APPELLATE COURT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 2597:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2597, entitled: “A BILL FOR AN ACT RELATING TO APPELLATE JURISDICTION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 2599:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2599, entitled: “A BILL FOR AN ACT RELATING TO APPEALS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 2601:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2601, entitled: “A BILL FOR AN ACT RELATING TO DOCUMENTS SEALED UPON FILING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 2602, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2602, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ADULT PROBATION RECORDS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 2604:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2604, entitled: "A BILL FOR AN ACT RELATING TO INTERMEDIATE APPELLATE COURT PANELS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 2607, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2607, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSFER OF APPEALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 2608:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2608, entitled: "A BILL FOR AN ACT RELATING TO GUARDIAN AND PROTECTIVE PROCEEDINGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 2609, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2609, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WRIT OF CERTIORARI," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 2610, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2610, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATING TO CHANGING THE NAME OF THE INTERMEDIATE APPELLATE COURT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 2611:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2611, entitled: "A BILL FOR AN ACT RELATING TO VEXATIOUS LITIGANTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 3000, S.D. 1:

By unanimous consent, action on S.B. No. 3000, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred until Wednesday, February 22, 2006.

S.B. No. 3124:

Senator Hee moved that S.B. No. 3124, having been read throughout, pass Third Reading, seconded by Senator Inouye.

Senator Trimble rose to speak in opposition to the measure as follows:

"Mr. President, I stand in opposition to this measure.

"Increasing the size of the Board of Regents does not produce a better board. There is more accountability with a smaller board than there is with a large one. Therefore, I'll be voting 'no' on this measure at this time.

"Thank you."

Senator Hee rose in support of the measure and stated:

"Mr. President, if the previous speaker is right, we should reduce the board to one person. Frankly, this bill is in line with national standards.

"Thank you."

The motion was put by the Chair and carried, S.B. No. 3124, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Hogue, Slom, Trimble). Excused, 1 (Nishihara).

S.B. No. 2293, S.D. 1:

By unanimous consent, S.B. No. 2293, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SECURITY NUMBER PROTECTION," was recommitted jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology.

Senator Kim rose on a point of personal privilege as follows:

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

"Mr. President, despite what many might think, I don't enjoy rising to speak about the lack of disclosure of information. But colleagues, the latest memo from the Senate Clerk requesting approval to install wireless access points at the Capitol is troubling. While I have no objection to the installing of wireless capability to various areas of the Capitol, I questioned why this information was not given to us or discussed during the legislative budget caucus on January 30th and/or at the WAM budget hearing on January 31st.

"I understand that discussions with Hawaiian Telcom on this particular project began in late December and that Hawaiian Telcom told me it was given the go ahead to begin the planning on January 25, 2006. So, again I ask, Why was this not discussed with the Caucus on January 30th?"

"I clearly recall general references – I'm sure many of you remember – were made about the wireless access of the entire Capitol at an estimate of approximately \$370,000. Of course we had no definite dates or budget allotment for such project. The Caucus even asked that we be provided with the computer system's plan at that time, but no mention was made of this particular wireless project that was already in progress.

“Before you characterize this as an oversight or another misunderstanding, there was no misunderstanding in my February 3rd memo to the Clerk asking for, and I quote, ‘any information regarding the Capitol wireless program’ – again, any information regarding the Capitol wireless upgrade – to which no response has been given as of this day.

“Incidentally, the reason I go through the trouble of putting things in writing instead of a phone call is because I have been given, as I’m told, inaccurate information on the phone and I want to assure that there’s no misunderstanding of what I’m asking for and what I’m told and that all Senators, including the Minority, get the information.

“So, how could the fact that Hawaiian Telcom was in the process of designing this wireless system not be shared with us? Why was the \$370,000 wireless project used in Caucus to justify the \$1.1 million increase in the proposed Senate budget when all along, unbeknownst to us, but now clear in the Clerk’s memo that we have a balance of a little over \$400,000 to pay for the installation? Is this a case of purposely withholding information or just a case that the right hand does not know what the left hand is doing because we have no overall plan? In any case, this is not acceptable.

“As Legislators, we do not appreciate or tolerate this from state agencies. We certainly should not tolerate it from our support staff. Again, I emphasize I’m not objecting to this wireless project per se, I object to the withholding of information, especially when it is asked for. I object to us not having a computer system and wireless plan as requested. And I object to statements that if there’s money left over then we might get it.

“The Senate had a \$1.3 million carryover on December 31, 2005. We increased this year’s budget another 11 percent. Why are we still using Windows 97? We’re asked to approve a \$73,000 expenditure with no systematic plan and cost estimate for the upgrade of the technology of the Capitol.

“These questions must be answered and I request that we go into Caucus immediately upon adjournment today to allow the Clerk to give us some answers. And since this affects all of us, and if there’s no objection from the Majority, then I suggest the Minority be allowed to sit in if they are so interested.

“Thank you.”

ADJOURNMENT

At 12:14 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., Wednesday, February 22, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TWENTY-THIRD DAY

Wednesday, February 22, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:48 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Gordon Trimble, Hawaii State Senate, after which the Roll was called showing all Senators present with the exception of Senators Kim and Sakamoto who were excused.

The President announced that he had read and approved the Journal of the Twenty-Second Day.

At 11:59 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:08 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 298 and 299) were read by the Clerk and were placed on file:

Gov. Msg. No. 298, dated January 27, 2006, transmitting a report, "Hawaii's Workforce in 2005: Stepping Stones to 2006," prepared by the Department of Labor and Industrial Relations, Hawaii Workforce Development Council, pursuant to Chapter 202, HRS

Gov. Msg. No. 299, dated February 15, 2006, transmitting a Report on the Adequacy of Federal Funding for the No Child Left Behind Act, prepared by the Department of Budget and Finance pursuant to Act 178, Section 153, SLH 2005.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 31 to 34) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 31, transmitting H.B. No. 2050, H.D. 2, which passed Third Reading in the House of Representatives on February 21, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2050, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL MATCHMAKING," passed First Reading by title and was referred to the Committee on Energy, Environment, and International Affairs, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 32, transmitting H.B. No. 2133, which passed Third Reading in the House of Representatives on February 21, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2133, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL AREA RESERVE SYSTEM," passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 33, transmitting H.B. No. 2287, H.D. 1, which passed Third Reading in the House of Representatives on February 21, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2287, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 34, transmitting H.B. No. 3234, H.D. 1, which passed Third Reading in the House of Representatives on February 21, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3234, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs.

SENATE COMMUNICATION

Sen. Com. No. 1, notice to the Governor dated February 22, 2006, transmitting S.B. No. 2182, S.D. 1; S.B. No. 2479; S.B. No. 2571; S.B. No. 2610, S.D. 1; S.B. No. 2797; and S.B. No. 3040, which propose amendments to the Hawaii State Constitution, was read by the Clerk and was disposed of as follows:

By unanimous consent, the following notice was sent to the Governor:

"February 22, 2006

The Honorable Linda Lingle
Governor of the State of Hawaii
State Capitol
Honolulu, Hawaii 96813

Dear Governor Lingle:

In accordance with the provisions of Article XVII, Section 3 of the Hawaii State Constitution, written notice is hereby given of the final form to the following bill(s), a copy of which is attached hereto:

S.B. No. 2182, S.D. 1
'PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, RELATING TO EDUCATION.'

S.B. No. 2479
'PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION.'

S.B. No. 2571
'PROPOSING AMENDMENTS TO THE HAWAII STATE CONSTITUTION RELATING TO SPECIAL PURPOSE REVENUE BONDS.'

S.B. No. 2610, S.D. 1
'PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATING TO CHANGING THE NAME OF THE INTERMEDIATE APPELLATE COURT.'

S.B. No. 2797
'PROPOSING AN AMENDMENT TO THE HAWAII STATE CONSTITUTION RELATING TO JUDGES.'

S.B. No. 3040
 'PROPOSING AN AMENDMENT TO THE HAWAII
 CONSTITUTION RELATING TO EXCESS REVENUES.'

Respectfully,

/s/ Paul T. Kawaguchi
 PAUL T. KAWAGUCHI
 Clerk of the Senate"

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 20 to 27)
 were read by the Clerk and were referred to committees or
 deferred:

Senate Concurrent Resolution

No. 20 "SENATE CONCURRENT RESOLUTION
 URGING THE STATE COUNCIL OF HAWAIIAN
 HOMESTEAD ASSOCIATIONS TO DEVELOP AND
 SUBMIT TO THE SECRETARY OF THE INTERIOR A LIST
 OF CANDIDATES FOR THE NINE MEMBER
 COMMISSION CALLED FOR IN THE NATIVE HAWAIIAN
 REORGANIZATION ACT, ALSO KNOWN AS THE
 AKAKA BILL."

Offered by: Senator Hanabusa, by request.

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

No. 21 "SENATE CONCURRENT RESOLUTION
 URGING HAWAII'S FEDERAL AND STATE OFFICIALS
 TO SEEK AN EXCEPTION TO HOMELAND SECURITY
 POLICIES THAT BAR CERTAIN ACTIVITIES ON
 HAWAII'S WATERFRONT SO THAT SPECIFIC PIERS
 MAY BE USED BY THE PUBLIC TO DECORATE FLOATS
 FOR THE KING KAMEHAMEHA CELEBRATION, PRINCE
 KUHIO COMMEMORATIVE CELEBRATION, AND THE
 ALOHA WEEK FESTIVALS."

Offered by: Senator Hanabusa.

Referred to: Jointly to the Committee on Tourism and
 the Committee on Transportation and Government
 Operations

No. 22 "SENATE CONCURRENT RESOLUTION
 REQUESTING THAT THE DEPARTMENT OF HAWAIIAN
 HOME LANDS ADVOCATE FOR THE PROTECTION OF
 MOLOKAI SURFACE AND GROUND WATER FOR
 HAWAIIAN HOMESTEADERS."

Offered by: Senator Hanabusa.

Referred to: Jointly to the Committee on Judiciary and
 Hawaiian Affairs and the Committee on Water, Land, and
 Agriculture

No. 23 "SENATE CONCURRENT RESOLUTION
 REQUESTING THE DEPARTMENT OF LAND AND
 NATURAL RESOURCES TO DEDICATE A BERTHING
 AREA IN EACH COUNTY WHERE NON-PROFIT
 ORGANIZATIONS CAN MOOR THEIR VOYAGING
 CANOES."

Offered by: Senators Hooser, English, Chun Oakland,
 Baker, Nishihara, Tsutsui, Sakamoto, Menor, Espero,

Fukunaga, Kokubun, Hee, Ihara, Ige, Trimble, Kim, Slom,
 Kanno.

Referred to: Jointly to the Committee on Judiciary and
 Hawaiian Affairs and the Committee on Water, Land, and
 Agriculture

No. 24 "SENATE CONCURRENT RESOLUTION
 REQUESTING THE CLERK OF THE SENATE AND THE
 CLERK OF THE HOUSE OF THE HAWAII STATE
 LEGISLATURE TO POST INTERNAL ACCOUNTING
 INFORMATION ON THE INTERNET SITES OF THE
 RESPECTIVE HOUSES."

Offered by: Senators Espero, Chun Oakland, Bunda,
 Whalen, Ihara, Kanno, Hooser, Tsutsui, Menor, Hogue,
 Inouye, Nishihara, Kim, Sakamoto, Trimble, Hanabusa, Ige,
 Hemmings, Slom, Kokubun, Baker, Hee.

Referred to: Jointly to the Committee on Transportation
 and Government Operations and the Committee on Ways
 and Means

No. 25 "SENATE CONCURRENT RESOLUTION
 REQUESTING THE LEGISLATIVE REFERENCE BUREAU
 TO CONDUCT A STUDY TO RECOMMEND A
 STATUTORY DEFINITION FOR
 'UNDEREMPLOYMENT.'"

Offered by: Senator Tsutsui.

No. 26 "SENATE CONCURRENT RESOLUTION
 REQUESTING THE STATE COUNCIL ON HAWAIIAN
 HOMESTEAD ASSOCIATIONS TO SUPPORT
 CANDIDATES SEEKING ELECTION TO THE OFFICE OF
 HAWAIIAN AFFAIRS WHOSE PERMANENT RESIDENCE
 IS ON HAWAIIAN HOME LANDS."

Offered by: Senator Hanabusa, by request.

No. 27 "SENATE CONCURRENT RESOLUTION
 URGING THE DEPARTMENT OF HAWAIIAN HOME
 LANDS TO SUPPORT THE DEVELOPMENT AND
 FUNDING OF A COMMUNITY SWIMMING POOL AND A
 TECHNOLOGICALLY ADVANCED COMPUTER CENTER
 COMPLEX FOR HAWAIIAN HOMESTEAD RESIDENTS
 ON MAUI."

Offered by: Senator Hanabusa, by request.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 7 to 13) were read by
 the Clerk and were referred to committees or deferred:

Senate Resolution

No. 7 "SENATE RESOLUTION URGING THE
 STATE COUNCIL OF HAWAIIAN HOMESTEAD
 ASSOCIATIONS TO DEVELOP AND SUBMIT TO THE
 SECRETARY OF THE INTERIOR A LIST OF
 CANDIDATES FOR THE NINE MEMBER COMMISSION
 CALLED FOR IN THE NATIVE HAWAIIAN
 REORGANIZATION ACT, ALSO KNOWN AS THE
 AKAKA BILL."

Offered by: Senator Hanabusa, by request.

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

STANDING COMMITTEE REPORTS

No. 8 "SENATE RESOLUTION URGING HAWAII'S FEDERAL AND STATE OFFICIALS TO SEEK AN EXCEPTION TO HOMELAND SECURITY POLICIES THAT BAR CERTAIN ACTIVITIES ON HAWAII'S WATERFRONT SO THAT SPECIFIC PIERS MAY BE USED BY THE PUBLIC TO DECORATE FLOATS FOR THE KING KAMEHAMEHA CELEBRATION, PRINCE KUHIO COMMEMORATIVE CELEBRATION, AND THE ALOHA WEEK FESTIVALS."

Offered by: Senator Hanabusa.

Referred to: Jointly to the Committee on Tourism and the Committee on Transportation and Government Operations

No. 9 "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF HAWAIIAN HOME LANDS ADVOCATE FOR THE PROTECTION OF MOLOKAI SURFACE AND GROUND WATER FOR HAWAIIAN HOMESTEADERS."

Offered by: Senator Hanabusa.

Referred to: Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Water, Land, and Agriculture

No. 10 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DEDICATE A BERTHING AREA IN EACH COUNTY WHERE NON-PROFIT ORGANIZATIONS CAN MOOR THEIR VOYAGING CANOES."

Offered by: Senators Hooser, Chun Oakland, English, Baker, Nishihara, Tsutsui, Sakamoto, Ige, Menor, Espero, Fukunaga, Kokubun, Ihara, Trimble, Kim, Slom, Kanno, Hee.

Referred to: Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Water, Land, and Agriculture

No. 11 "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY TO RECOMMEND A STATUTORY DEFINITION FOR 'UNDEREMPLOYMENT.'"

Offered by: Senator Tsutsui.

No. 12 "SENATE RESOLUTION REQUESTING THE STATE COUNCIL ON HAWAIIAN HOMESTEAD ASSOCIATIONS TO SUPPORT CANDIDATES SEEKING ELECTION TO THE OFFICE OF HAWAIIAN AFFAIRS WHOSE PERMANENT RESIDENCE IS ON HAWAIIAN HOME LANDS."

Offered by: Senator Hanabusa, by request.

No. 13 "SENATE RESOLUTION URGING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO SUPPORT THE DEVELOPMENT AND FUNDING OF A COMMUNITY SWIMMING POOL AND A TECHNOLOGICALLY ADVANCED COMPUTER CENTER COMPLEX FOR HAWAIIAN HOMESTEAD RESIDENTS ON MAUI."

Offered by: Senator Hanabusa, by request.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2543) recommending that S.B. No. 2148, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2148, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII CONSTITUTION RELATING TO THE ATTORNEY GENERAL," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 2, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2544) recommending that S.B. No. 2246, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2246, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO SEXUAL ASSAULT," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 2, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2545) recommending that S.B. No. 2931, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2931, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 2, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2546) recommending that S.B. No. 2582 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2582, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 2, 2006.

ORDER OF THE DAY

THIRD READING

MATTER DEFERRED FROM
TUESDAY, FEBRUARY 21, 2006

S.B. No. 3000, S.D. 1:

Senator Menor moved that S.B. No. 3000, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Ige.

Senator Menor then offered the following amendment (Floor Amendment No. 1) to S.B. No. 3000, S.D. 1:

SECTION 1. Senate Bill No. 3000, S.D. 1, is amended by amending Section 201G-118, Hawaii Revised Statutes, as amended by Section 4 of the bill, to read as follows:

“SECTION 4. Section 201G-118, Hawaii Revised Statutes, is amended to read as follows:

“§201G-118 **Housing development; exemption from statutes, ordinances, charter provisions, rules.** (a) The administration may develop, on behalf of the State or with an eligible developer, or may assist under a government assistance program in the development of, housing projects which shall be exempt from all statutes, ordinances, charter provisions, and rules of any governmental agency relating to planning, zoning, construction standards for subdivisions, development and improvement of land, and the construction of units thereon; provided that:

- (1) The project primarily or exclusively includes housing units affordable to households with incomes at or below one hundred forty per cent of the median family income;
- (2) The administration finds the project is consistent with the purpose and intent of this chapter, and meets minimum requirements of health and safety;
- (3) The development of the proposed project does not contravene any safety standards, tariffs, or rates and fees approved by the public utilities commission for public utilities or the various boards of water supply authorized under chapter 54;
- (4) The legislative body of the county in which the project is to be situated shall have approved the project with or without modifications.
 - (A) The legislative body shall approve, approve with modifications, or disapprove the project by resolution within forty-five days after the administration has submitted the preliminary plans and specifications for the project to the legislative body. If on the forty-sixth day a project is not disapproved, it shall be deemed approved by the legislative body;
 - (B) No action shall be prosecuted or maintained against any county, its officials, or employees on account of actions taken by them in reviewing, approving, modifying, or disapproving the plans and specifications; and
 - (C) The final plans and specifications for the project shall be deemed approved by the legislative body if the final plans and specifications do not substantially deviate from the preliminary plans and specifications. The final plans and specifications for the project shall constitute the zoning, building, construction, and subdivision standards for that project. For purposes of sections 501-85 and 502-17, the executive director of the administration, or the responsible county official may certify maps and plans of lands connected with the project as having complied with applicable laws and ordinances relating to consolidation and subdivision of lands, and the maps and plans shall be accepted for registration or recordation by the land court and registrar;
- (5) The land use commission shall approve, approve with modifications, or disapprove a boundary change within forty-five days after the administration has submitted a petition to the commission as provided in section 205-4. If on the forty-sixth day the petition is not disapproved, it shall be deemed approved by the commission.

(b) For the purposes of this section, “government assistance program” means a housing program qualified by the administration and administered or operated by the administration or the United States or any of their political subdivisions, agencies, or instrumentalities, corporate or otherwise.””

Senator Menor moved that Floor Amendment No. 1 be adopted, seconded by Senator Ige.

Senator Menor rose in support of the amendment and said:

“Mr. President, I am requesting of my colleagues that they support this particular floor amendment.

“The bill that this floor amendment would modify relates to Section 201G-118, which governs affordable housing developments sponsored and initiated by the Housing Community Development Corporation of Hawaii. Under existing law, an affordable housing development that is sponsored by HCDCH cannot be implemented until the legislative body of a particular county has had an opportunity to review and to approve the proposed affordable housing project within the required timeframes or periods as spelled out under this particular statutory provision. What this amendment would accomplish is to clarify that with the enactment of S.B. No. 3000, S.D. 1, that that process would not be modified and would remain in effect and intact.

“So, based on those comments, I respectfully ask my colleagues to support the floor amendment that we are now considering today.

“Thank you.”

The motion to adopt Floor Amendment No. 1 was put by the Chair and carried.

By unanimous consent, S.B. No. 3000, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” was placed on the calendar for Third Reading on Thursday, March 2, 2006.

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

The Senate reconvened at 12:13 o'clock p.m.

REFERRAL OF HOUSE BILLS

MATTERS DEFERRED FROM TUESDAY, FEBRUARY 21, 2006

The President made the following committee assignments of House bills received on Tuesday, February 21, 2006:

House Bill	Referred to:
No. 2476 Affairs	Committee on Judiciary and Hawaiian
No. 2896 Affairs	Committee on Judiciary and Hawaiian
No. 2900 Affairs	Committee on Judiciary and Hawaiian
No. 3242 Affairs	Committee on Judiciary and Hawaiian

**REFERRAL OF
SENATE CONCURRENT RESOLUTIONS**

The President made the following committee assignments of concurrent resolutions that were offered on Wednesday, January 25, 2006; Thursday, February 9, 2006; Friday, February 17, 2006; and Tuesday, February 21, 2006:

Senate Concurrent Resolution	Referred to:
No. 1	Committee on Health
No. 2	Committee on Human Services
No. 3 Affairs	Committee on Education and Military
No. 4	Committee on Business and Economic Development, then to the Committee on Ways and Means
No. 5 Affairs	Committee on Judiciary and Hawaiian
No. 6	Jointly to the Committee on Intergovernmental Affairs and the Committee on Human Services
No. 7	Committee on Intergovernmental Affairs
No. 8	Committee on Ways and Means
No. 9 Affairs	Committee on Judiciary and Hawaiian
No. 15	Committee on Health
No. 16	Jointly to the Committee on Health and the Committee on Higher Education
No. 17	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 18	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 19	Committee on Health

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Wednesday, January 25, 2006, and Friday, February 17, 2006:

Senate Resolution	Referred to:
No. 1	Committee on Health
No. 6	Jointly to the Committee on Health and the Committee on Higher Education

RE-REFERRAL OF A HOUSE BILL

The Chair re-referred the following House bill that was received:

House Bill	Referred to:
No. 2779, H.D. 1	Jointly to the Committee on Human Services and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs

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

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

“Mr. President, in Washington it’s called the flip-flop and I guess in Hawaii it’s called uehe, ami and slide. I would just note for the record that in today’s editorial in the Advertiser, depending where you’re from, they either did a flip-flop or they did the uehe, ami and slide.

“On November 30th, ’05, the Advertiser said, among other things, ‘The task facing the Board of Regents is enormous. It must launch a national, indeed international, search for a leader who brings both the visionary talent of a Dobelle and the managerial talent of a McClain. This isn’t easy. History teaches us that the regents typically go for one personality type over another – visionary or manager. The University of Hawaii has grown too much and offers far too much potential to play this half-step game any longer. As a system, the University of Hawaii is the jewel that demands world-class leadership.’

“On that same day, one of its editorial writers said, ‘the true measure of a man came when regents were so pleased with his work that they considered skipping the customary nationwide search for Dobelle’s permanent replacement and offering McClain the job. McClain was among those advising regents it would be a mistake. And he was exactly right. That’s just the kind of corner cutting that for decades has kept UH from becoming the first-class university we all wish it to be. Choosing a president must be an open and thorough process that explores all options for making UH a powerful force to elevate the lives of our young people and to help drive Hawaii’s culture and economy.’

“Mr. President and colleagues, my addendum will be posted to the extent that they publish it in letters to the editor. Thank you very much.”

ADJOURNMENT

At 12:17 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, March 2, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TWENTY-FOURTH DAY

Thursday, March 2, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Ms. Jill Shitamoto, after which the Roll was called showing all Senators present with the exception of Senator Hanabusa who was excused.

The President announced that he had read and approved the Journal of the Twenty-Third Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 300 and 301) were read by the Clerk and were placed on file:

Gov. Msg. No. 300, dated February 9, 2006, transmitting the Hawaii Ocean Resources Management Plan 2005 Status Report for Calendar Year Ending December 31, 2005, prepared by the Department of Business, Economic Development and Tourism, Office of Planning, Hawaii Coastal Zone Management Program, pursuant to S.C.R. No. 137 (2005).

Gov. Msg. No. 301, dated February 14, 2006, transmitting the 2005 OYS Annual Report for Fiscal Year 2005, prepared by the Office of Youth Services pursuant to Section 352D-6, HRS, and Act 151, Section 4, SLH 1991.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 35 and 36) were read by the Clerk and were referred to committees:

Hse. Com. No. 35, transmitting H.B. No. 1920, which passed Third Reading in the House of Representatives on February 22, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1920, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL LITERACY MONTH," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 36, transmitting H.B. No. 2210, which passed Third Reading in the House of Representatives on February 22, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2210, entitled: "A BILL FOR AN ACT RELATING TO PEARLRIDGE ELEMENTARY SCHOOL," passed First Reading by title and was referred to the Committee on Education and Military Affairs, then to the Committee on Ways and Means.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 28 to 33) were read by the Clerk and were referred to committees or deferred:

Senate Concurrent Resolution

No. 28 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO PROVIDE FOUR-WHEEL-DRIVE

COMPACTED ROADS FOR THE KAHIKINUI HOMESTEAD."

Offered by: Senator Hanabusa.

Referred to: Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Transportation and Government Operations

No. 29 "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE COUNCIL OF HAWAIIAN HOMESTEAD ASSOCIATIONS TO APPOINT A COMMITTEE TO RESEARCH NATIVE GOVERNMENTS TO IDENTIFY NATIVE JUSTICE SYSTEMS AND MAKE RECOMMENDATIONS ON A JUSTICE SYSTEM APPROPRIATE FOR HAWAIIAN HOME LANDS."

Offered by: Senator Hanabusa.

Referred to: Committee on Judiciary and Hawaiian Affairs

No. 30 "SENATE CONCURRENT RESOLUTION REQUESTING THE BUREAU OF CONVEYANCES TO ALLOW A DEFENDANT TO FILE A SATISFACTION OF JUDGMENT."

Offered by: Senators Hooser, Sakamoto, Ige, Nishihara, English, Kokubun, Espero, Inouye, Chun Oakland, Kim, Baker, Fukunaga, Slom, Trimble, Kanno.

Referred to: Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs

No. 31 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN ANALYSIS OF PROPOSED REGULATORY MEASURES REQUIRING PROFESSIONAL LICENSURE OF GENETIC COUNSELORS."

Offered by: Senator Baker.

Referred to: Committee on Health, then to the Committee on Commerce, Consumer Protection and Housing

No. 32 "SENATE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL TO INVESTIGATE POSSIBLE PROCUREMENT CODE VIOLATIONS COMMITTED BY THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM."

Offered by: Senators Hanabusa, Kim, Tsutsui, Hooser, English, Nishihara, Espero, Sakamoto, Chun Oakland.

Referred to: Jointly to the Committee on Business and Economic Development and the Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs

No. 33 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONTINUE TO COLLABORATE WITH THE HAWAII HARBOR USERS GROUP TO IMPLEMENT PLANNED IMPROVEMENTS AND CONSTRUCTION TO IMPROVE CARGO TERMINAL AND CONTAINER FACILITIES AT HONOLULU HARBOR,

KAHULUI HARBOR, AND HILO HARBOR, AND COMMENDING AND CONGRATULATING THE DEPARTMENT OF TRANSPORTATION AND THE HAWAII HARBOR USERS GROUP FOR THEIR FINE WORK IN COMPLETING THE HAWAII HARBORS USER GROUP'S REPORT."

Offered by: Senator Inouye.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 14 to 17) were read by the Clerk and were referred to committees or deferred:

Senate Resolution

No. 14 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO PROVIDE FOUR-WHEEL-DRIVE COMPACTED ROADS FOR THE KAHIKINUI HOMESTEAD."

Offered by: Senator Hanabusa.

Referred to: Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Transportation and Government Operations

No. 15 "SENATE RESOLUTION REQUESTING THE STATE COUNCIL OF HAWAIIAN HOMESTEAD ASSOCIATIONS TO APPOINT A COMMITTEE TO RESEARCH NATIVE GOVERNMENTS TO IDENTIFY NATIVE JUSTICE SYSTEMS AND MAKE RECOMMENDATIONS ON A JUSTICE SYSTEM APPROPRIATE FOR HAWAIIAN HOME LANDS."

Offered by: Senator Hanabusa.

Referred to: Committee on Judiciary and Hawaiian Affairs

No. 16 "SENATE RESOLUTION REQUESTING THE BUREAU OF CONVEYANCES TO ALLOW A DEFENDANT TO FILE A SATISFACTION OF JUDGMENT."

Offered by: Senators Hooser, Sakamoto, Ige, Nishihara, English, Kokubun, Espero, Inouye, Chun Oakland, Kim, Baker, Fukunaga, Slom, Trimble, Kanno.

Referred to: Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs

No. 17 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONTINUE TO COLLABORATE WITH THE HAWAII HARBOR USERS GROUP TO IMPLEMENT PLANNED IMPROVEMENTS AND CONSTRUCTION TO IMPROVE CARGO TERMINAL AND CONTAINER FACILITIES AT HONOLULU HARBOR, KAHULUI HARBOR, AND HILO HARBOR, AND COMMENDING AND CONGRATULATING THE DEPARTMENT OF TRANSPORTATION AND THE HAWAII HARBOR USERS GROUP FOR THEIR FINE WORK IN COMPLETING THE HAWAII HARBORS USER GROUP'S REPORT."

Offered by: Senator Inouye.

At 11:47 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:49 o'clock a.m.

STANDING COMMITTEE REPORTS

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2547) recommending that S.B. No. 2244, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2244, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXPUNGEMENTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2548) recommending that S.B. No. 2259, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2259, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION CHARGING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2549) recommending that S.B. No. 2600, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2600, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC COURT RECORDS, DOCUMENTS, PROCESSES, AND CERTIFICATES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2550) recommending that S.B. No. 2946, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2946, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CORRECTIONS POPULATION MANAGEMENT COMMISSION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2551) recommending that S.B. No. 173, as amended in S.D. 1, pass First Reading and be recommitted 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. 173, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION," passed First Reading and was recommitted to the Committee on Commerce, Consumer Protection and Housing.

Senators English and Kokubun, for the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 2552) recommending that S.B. No. 2679, as amended in S.D. 1, 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. 2679, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAZARDOUS WASTE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senators English and Kokubun, for the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 2553) recommending that S.B. No. 3170, as amended in S.D. 1, 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. 3170, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 2554) recommending that the Senate advise and consent to the nomination of MYRON H. NOMURA to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, in accordance with Gov. Msg. No. 295.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2554 and Gov. Msg. No. 295 was deferred until Friday, March 3, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2555) recommending that S.B. No. 627, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 627, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ETHICS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2556) recommending that S.B. No. 1061 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 1061, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2557) recommending that S.B. No. 2260, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2260, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO SENTENCING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2558) recommending that S.B. No. 2265, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2265, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMES AGAINST MINORS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2559) recommending that S.B. No. 2489 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2489, entitled: "A BILL FOR AN ACT RELATING TO FORFEITURE OF PROPERTY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the majority of the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2560) recommending that S.B. No. 2503, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2560 and S.B. No. 2503, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FLAVORED TOBACCO PRODUCTS," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2561) recommending that S.B. No. 2506 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2561 and S.B. No. 2506, entitled: "A BILL FOR AN ACT RELATING TO THE REPRODUCTIVE RIGHTS PROTECTION COMMITTEE," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2562) recommending that S.B. No. 2558, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2558, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2563) recommending that S.B. No. 2576, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2576, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," passed Second Reading and

was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2564) recommending that S.B. No. 2603, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2603, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2565) recommending that S.B. No. 2922, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2922, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2566) recommending that S.B. No. 3279, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2566 and S.B. No. 3279, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL LIABILITY," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the majority of the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2567) recommending that S.B. No. 3262, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2567 and S.B. No. 3262, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2568) recommending that S.B. No. 2581, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2581, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BACKLOG IN UNSERVED ARREST WARRANTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2569) recommending that S.B. No. 2941, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2941, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO BRUSH FIRES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2570) recommending that S.B. No. 2073, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2570 and S.B. No. 2073, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE POWER OF ARREST," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2571) recommending that S.B. No. 2263, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2571 and S.B. No. 2263, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 134," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2572) recommending that S.B. No. 2667, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2572 and S.B. No. 2667, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2573) recommending that S.B. No. 2909, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2573 and S.B. No. 2909, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERMIT APPROVALS," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2574) recommending that S.B. No. 2358, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2574 and S.B. No. 2358, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROTECTION OF FOREST RESERVES," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2575) recommending that S.B. No. 2421, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2575 and S.B. No. 2421, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADVERSE POSSESSION," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2576) recommending that S.B. No. 2850, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2576 and S.B. No. 2850, S.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO LITTER CONTROL," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2577) recommending that S.B. No. 2158, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2577 and S.B. No. 2158, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO IDENTITY THEFT," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2578) recommending that S.B. No. 2343, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2578 and S.B. No. 2343, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2579) recommending that S.B. No. 2930, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2930, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the majority of the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2580) recommending that S.B. No. 2687 pass Second Reading and be placed on the calendar for Third Reading.

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. 2687, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL TRESPASS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2581) recommending that S.B. No. 2424 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2424, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2582) recommending that S.B. No. 2006, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2582 and S.B. No. 2006, S.D. 2, entitled: "A BILL FOR AN ACT PROHIBITING SALES OF OPIHI," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2583) recommending that S.B. No. 2134, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2583 and S.B. No. 2134, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL MATCHMAKING," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2584) recommending that S.B. No. 2357 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2584 and S.B. No. 2357, entitled: "A BILL FOR AN ACT RELATING TO SECTION 13 OF ACT 380, SESSION LAWS OF HAWAII 1997," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2585) recommending that S.B. No. 2412, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2585 and S.B. No. 2412, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE AND COUNTY TORT LIABILITY," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2586) recommending that S.B. No. 2423, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2586 and S.B. No. 2423, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2587) recommending that S.B. No. 2492, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2587 and S.B. No. 2492, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2588) recommending that S.B. No. 3273, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2588 and S.B. No. 3273, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2589) recommending that S.B. No. 2063 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2063, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2590) recommending that S.B. No. 2379 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2379, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX WITHHOLDING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2591) recommending that S.B. No. 2381, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2381, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2592) recommending that S.B. No. 2924, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2924, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2593) recommending that S.B. No. 2188, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2593 and S.B. No. 2188, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A COMMISSION ON FATHERHOOD," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2594) recommending that S.B. No. 2443, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2594 and S.B. No. 2443, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A TASK FORCE TO DETERMINE VISITATION RIGHTS FOR GRANDPARENTS AND HANAI INDIVIDUALS WHO ARE INFORMALLY RAISING THESE CHILDREN," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2595) recommending that S.B. No. 3191, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2595 and S.B. No. 3191, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2596) recommending that S.B. No. 2688, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2596 and S.B. No. 2688, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2597) recommending that S.B. No. 3254, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2597 and S.B. No. 3254, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOME AND COMMUNITY-BASED SERVICES," was deferred until Tuesday, March 7, 2006.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2598) recommending that S.B. No. 2462, as amended in S.D. 1, 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. 2462, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MAKENA-KEONEOIO GOVERNMENT ROAD," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senators Kokubun and English, for the Committee on Water, Land, and Agriculture and the Committee on Energy, Environment, and International Affairs, presented a joint report (Stand. Com. Rep. No. 2599) recommending that S.B. No. 3076, as amended in S.D. 1, 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. 3076, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COQUI FROGS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senators Hanabusa and Ige, for the Committee on Judiciary and Hawaiian Affairs and the Committee on Intergovernmental Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2600) recommending that S.B. No. 3180, as amended in S.D. 1, 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 majority of the Committees was adopted and S.B. No. 3180, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COUNTIES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2601) recommending that S.B. No. 2289, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2601 and S.B. No. 2289, S.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO CONSUMER CREDIT REPORTING AGENCIES," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2602) recommending that S.B. No. 2292, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2602 and S.B. No. 2292, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DESTRUCTION OF PERSONAL INFORMATION RECORDS," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2603) recommending that S.B. No. 2938, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2603 and S.B. No. 2938, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY NOTIFICATION," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2604) recommending that S.B. No. 2133, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2604 and S.B. No. 2133, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2605) recommending that S.B. No. 2161, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2605 and S.B. No. 2161, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CHILDREN," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2606) recommending that S.B. No. 2328, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2606 and S.B. No. 2328, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NOTICE TO FOSTER PARENTS FOR CHAPTER 587, HAWAII REVISED STATUTES, CHILD PROTECTIVE ACT HEARINGS," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2607) recommending that S.B. No. 3016, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2607 and S.B. No. 3016, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PREVAILING WAGES," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2608) recommending that S.B. No. 3021, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2608 and S.B. No. 3021, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2609) recommending that S.B. No. 3033, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2609 and S.B. No. 3033, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2610) recommending that S.B. No. 2479 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2610 and S.B. No. 2479, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2611) recommending that S.B. No. 2079, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2611 and S.B. No. 2079, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2612) recommending that S.B. No. 2166, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2612 and S.B. No. 2166, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MINORS," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2613) recommending that S.B. No. 2327, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2613 and S.B. No. 2327, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE OR NEGLECT REPORTING," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2614) recommending that S.B. No. 3200, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2614 and S.B. No. 3200, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTION," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2615) recommending that S.B. No. 3219, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2615 and S.B. No. 3219, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY PLACEMENT," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2616) recommending that S.B. No. 2213, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2616 and S.B. No. 2213, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TORT ACTIONS," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2617) recommending that S.B. No. 2385, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2617 and S.B. No. 2385, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," was deferred until Tuesday, March 7, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2618) recommending that S.B. No. 2050 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2050, entitled: "A BILL FOR AN ACT RELATING TO DEFINITION OF NEIGHBORHOOD ELECTRIC VEHICLE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2619) recommending that S.B. No. 2456, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2456, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2620) recommending that S.B. No. 2486, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2620 and S.B. No. 2486, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," was deferred until Tuesday, March 7, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2621) recommending that S.B. No. 2487 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2621 and S.B. No. 2487, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2622) recommending that S.B. No. 2162, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2622 and S.B. No. 2162, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CHILDREN," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2623) recommending that S.B. No. 2215, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2623 and S.B. No. 2215, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS WHILE OPERATING A MOTOR VEHICLE," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2624) recommending that S.B. No. 2290, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2624 and S.B. No. 2290, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROTECTION FROM SECURITY BREACHES," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2625) recommending that S.B. No. 2430, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2625 and S.B. No. 2430, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTION," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2626) recommending that S.B. No. 2733, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2626 and S.B. No. 2733, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2627) recommending that S.B. No. 2986, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2627 and S.B. No. 2986, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN," was deferred until Tuesday, March 7, 2006.

ORDER OF THE DAY

THIRD READING

S.B. No. 2148, S.D. 1:

By unanimous consent, action on S.B. No. 2148, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII CONSTITUTION

RELATING TO THE ATTORNEY GENERAL,” was deferred until Tuesday, March 7, 2006.

S.B. No. 2246, S.D. 1:

By unanimous consent, action on S.B. No. 2246, S.D. 1, entitled: “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO SEXUAL ASSAULT,” was deferred until Tuesday, March 7, 2006.

S.B. No. 2931, S.D. 1:

By unanimous consent, action on S.B. No. 2931, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT,” was deferred until Tuesday, March 7, 2006.

S.B. No. 2582:

By unanimous consent, action on S.B. No. 2582, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE,” was deferred until Tuesday, March 7, 2006.

S.B. No. 3000, S.D. 2:

By unanimous consent, action on S.B. No. 3000, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” was deferred until Tuesday, March 7, 2006.

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions that were offered on Wednesday, February 22, 2006:

- | | |
|------------------------------|--|
| Senate Concurrent Resolution | Referred to: |
| No. 25 | Committee on Labor, then to the Committee on Ways and Means |
| No. 26 | Committee on Judiciary and Hawaiian Affairs |
| No. 27 | Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs |

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Wednesday, February 22, 2006:

- | | |
|-------------------|--|
| Senate Resolution | Referred to: |
| No. 11 | Committee on Labor, then to the Committee on Ways and Means |
| No. 12 | Committee on Judiciary and Hawaiian Affairs |
| No. 13 | Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs |

RE-REFERRAL OF GOVERNOR’S MESSAGES

The Chair re-referred the following governor’s messages that were received:

- | | |
|--------------------|--|
| Governor’s Message | Referred to: |
| No. 252 | Committee on Commerce, Consumer Protection and Housing |
| No. 253 | Committee on Commerce, Consumer Protection and Housing |
| No. 296 | Committee on Commerce, Consumer Protection and Housing |

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

- | | |
|-------------|---|
| Senate Bill | Referred to: |
| No. 2574 | Committee on Water, Land, and Agriculture |
| No. 3139 | Committee on Ways and Means |

RE-REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The Chair re-referred the following Senate concurrent resolutions that were offered:

- | | |
|------------------------------|---|
| Senate Concurrent Resolution | Referred to: |
| No. 19 | Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means |
| No. 21 | Jointly to the Committee on Transportation and Government Operations and the Committee on Tourism |

RE-REFERRAL OF A SENATE RESOLUTION

The Chair re-referred the following Senate resolution that was offered:

- | | |
|-------------------|---|
| Senate Resolution | Referred to: |
| No. 8 | Jointly to the Committee on Transportation and Government Operations and the Committee on Tourism |

Senator Hee rose on a point of personal privilege as follows:

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

“This past Tuesday, the Board of Regents for the University of Hawaii voted by voice vote to suspend the search for the next University of Hawaii president and instead moved to negotiate and hire Dr. David McClain. I asked then at the Board of Regents and I’ll ask it again, what is the rush? McClain has not

imposed any deadline to leave the University of Hawaii. In fact, he has said that he would return to teaching and perhaps write a book at the College of Business Administration when a new president is hired.

“The regents said, the chair of the Board of Regents said that ‘Dr. McClain is the best person for the job and that a search would not guarantee anyone better.’ How do they know that? Where is that mystical crystal ball that has advised them that in fact a search would not guarantee anyone better?”

“Members, let us look at institutions we aspire to be like – Ivy League universities like Harvard where the former secretary of the treasury is now president; Yale, where after a search, Ed Cadman was hired by the University of Hawaii to build the medical school, an institution that all of us look to with pride. Brown, Dartmouth, Columbia, Cornell, Princeton, and the University of Pennsylvania, all but one conducted national presidential searches.

“Of the ten schools in the Pac-10, 90 percent conducted a search, including schools like the University of California at Berkeley, Stanford, UCLA, and USC. Eight of the ten presidents hired came from outside schools. Of the other two, one from the inside was hired after a search. There are 11 schools in the Big Ten. Of those schools, 91 percent conducted a search, including Illinois, Indiana, Michigan, Northwestern, Ohio State, Penn State, and Purdue. And only after conducting a search were seven of eleven presidents hired from the outside. According to the Chronicle of Higher Education from January 2005 to July 15, 2005, 105 of 123 university presidents were hired from outside the system – that’s 85 percent.

“Members, the ASUH president, who represents over 60,000 students on 10 campuses throughout the state advocated that a search be conducted to invite the best to apply. Faculty members have called me and e-mailed me advocating for a search. If the student body president and faculty members – the two most important stakeholders in education at the University of Hawaii system – have questioned this process, why the hasty rush to hire Dr. McClain?”

“Harvard University Professor of Higher Education, Dr. Richard Chait, said, ‘All universities want the best person in the nation to be its leader, not the best person in the institution.’ He notes that the search process is a cost-efficient way for an institution to import prestige, especially if it can attract a new president from a more prestigious institution.

“On November 29th, the Advertiser reported that McClain said, ‘The regents considered appointing me without a search. I advised them that the preference of the university I know, and particularly my colleagues on the faculty, that any permanent president should be chosen via a search.’

“On November 30th, Dave Shapiro wrote, ‘The true measure of the man came when the regents were so pleased that they considered skipping the customary nationwide search and offering McClain the job. McClain was among those advising regents it would be a mistake, and he was exactly right. That’s just the kind of corner-cutting that for decades has kept the University of Hawaii from becoming a first-class university we all wish it to be. Choosing a president must be an open and thorough process that explores all options for making the University of Hawaii a powerful force to elevate the lives of our young people and help drive Hawaii’s culture and economy.’

“The editorial board of the Advertiser said, ‘The task facing the Board of Regents is enormous. It must launch a national, indeed international, search. As a system, the University of Hawaii is a jewel that demands world-class leadership.’

“If perceived stability is what we’re after, if stability is what Dr. McClain represents since August 2004, if stability is more important than conducting a search, then in Dr. McClain we’ve got our man. But then again, he isn’t going anywhere, so conducting a search doesn’t destabilize the system. So why the rush?”

“The students, the faculty, and the staff of the University of Hawaii system, and indeed the people of this State deserve and are entitled to the best person we can afford. Is Dr. McClain the best? We’ll never know and we’ll always wonder unless we make the effort now to seek out and search for the best. The people of Hawaii deserve nothing less.

“Thank you.”

Senator Trimble rose on a point of personal privilege also and said:

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

“I want to thank the Chair of the Higher Education Committee for speaking out. I appreciate having a dialogue in public. Usually that’s restricted to the Minority Party when we disagree among ourselves, but let me try and address some of the issues that were raised.

“In the Legislature we like to do studies and we like to appoint committees when we want to postpone making a decision. And when the University of Hawaii was going through the turmoil relating to the firing of its past president, I think the best thing that could have been done under those circumstances was to say we are going to appoint a committee; we’re going to do a search.

“The next issue that merits some discussion has to do with snowplows. We don’t have any snowplows, and that’s fortunate because the State of Hawaii and the University of Hawaii is unique in many different ways. To postpone making a decision and to not decide and to call on a search committee will probably result in a bad choice.

“I stood up on the Floor two years ago and in that speech I called for President Dobelle to resign and one paragraph in the speech said that ‘Common sense is experience based. Our incoming residents arrive on our shores without the knowledge that has become engrained and instinctive to every islander. Without this collective memory, these newcomers pose a significant danger to the rest of society when they assume positions of power and pursue agendas that lack public scrutiny and review.’ The speech was about the decision to build a medical school in or adjacent to a tsunami zone.

“My concern here is that when we do a nationwide search and we bring somebody new to Hawaii, they lack the common sense of knowing how to approach problems and how to deal with people in Hawaii. If we are truly going to select a leader, then it must be one of us. It must be somebody that understands our issues, understands what divides us and knows how to bring us together.

“So, Mr. President, I am very happy that the Board of Regents decided to end the uncertainty and decided to discontinue a search when in fact they found in the temporary President David McClain the type of individual who not only has administrative talent but the vision to take our university where it deserves to go. That was the right decision.

“Thank you.”

Senator Hee rose in rebuttal as follows:

“Mr. President, I would like to rebut a few comments made by the previous speaker. By the way, he did advise me that he was going to take advantage of the notoriety by speaking after I spoke, not just before Session, but yesterday on the Queen Mary II. So obviously, it’s been a plot by my friend from Waikiki (laughter), whom, by the way, I have a great friendship for.

“Let me respond this way. I don’t know about snowplows. I’ve never been in snow. But I think I know something about common sense. If the Medical Center built under the leadership of former Yale Professor Ed Cadman in a tsunami zone is defined as bad common sense by my colleague from Waikiki, then let us also be accurate that the administration of the University of Hawaii, which is headed by Interim UH President David McClain, supports the Medical Center in Kakaako and is also lobbying for the Cancer Research Center adjacent to the Medical Center in Kakaako. So I’m not sure if common sense fits my colleague in support of terminating a search.

“But if we took the attitude that we know all there is to know, that we see all there is to have seen, then I would suggest that that thinking would lead us to conclude that when Ellison Onizuka died, that that was enough research and exploration for America, because other people might die. And in fact, other people have died. When Eddie Aikau died trying to save Hokulea, common sense, as defined by my good friend, would have suggested that’s enough. But in fact common sense said we better not go when the ocean is rough. Let us wait until nature tells us this is a good day to go.

“I’m not sure about common sense suggesting that we’ve got our man. I am sure that if we don’t try, we’ll never know – we’ll never know. And if at the end of the day he in fact is our man, then let us be proud to say we tried and he’s the best person for the job, notwithstanding his support for the Cancer Research Center in Kakaako in the tsunami zone that my friend who grew up with snowplows doesn’t advocate for.

“Mahalo nui loa.”

ADJOURNMENT

At 12:08 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., Friday, March 3, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TWENTY-FIFTH DAY

Friday, March 3, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:39 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Paul Whalen, Hawaii State Senate, after which the Roll was called showing all Senators present with the exception of Senator Kim who was excused.

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

At 11:48 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:53 o'clock a.m.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 46 to 48) were read by the Clerk and were placed on file:

Dept. Com. No. 46, from the Office of Hawaiian Affairs dated February 22, 2006, transmitting the 2006 Native Hawaiian Data Book.

Dept. Com. No. 47, from the Department of Education and the Department of Human Services dated February 23, 2006, transmitting the Truancy Reduction Project Report.

Dept. Com. No. 48, from the State Auditor dated February 28, 2006, transmitting its 2005 Annual Report.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 34 to 39) were read by the Clerk and were referred to committees or deferred:

Senate Concurrent Resolution

No. 34 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF THE MAINTENANCE SERVICE SECTION OF THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII."

Offered by: Senators Kim, Chun Oakland, Hooser, Tsutsui, Trimble, Hogue, Ige, Ihara, Sakamoto, Hanabusa, Baker, Espero, Kanno, Nishihara, Kokubun, Slom, Fukunaga, English, Menor.

Referred to: Committee on Commerce, Consumer Protection and Housing

No. 35 "SENATE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO DELAY OR DENY THE PORT MANAGEMENT AGREEMENT WITH DUBAI PORTS WORLD CONCERNING CERTAIN UNITED STATES PORTS."

Offered by: Senators Kim, Tsutsui, Nishihara, Inouye, Fukunaga, Hooser, English, Baker, Espero, Ige, Hee, Sakamoto, Taniguchi.

Referred to: Committee on Transportation and Government Operations, then to the Committee on Intergovernmental Affairs

No. 36 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO APPROVE THE PROPOSED HAWAII INVASIVE SPECIES ACT."

Offered by: Senators Hooser, Chun Oakland, Hogue, English, Hee, Hemmings, Baker, Kim, Inouye, Tsutsui, Fukunaga, Ige, Espero, Trimble, Slom, Kanno, Ihara, Nishihara, Sakamoto, Menor, Whalen.

Referred to: Jointly to the Committee on Intergovernmental Affairs and the Committee on Energy, Environment, and International Affairs

No. 37 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE REGULATION OF MIXED MARTIAL ARTS."

Offered by: Senators Espero, Inouye, Ige, Baker, Kim, Tsutsui, Fukunaga.

Referred to: Committee on Business and Economic Development

No. 38 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO STUDY THE FEASIBILITY OF INSTALLING AN OUTDOOR WIRELESS CORRIDOR ALONG THE H-1 FREEWAY IN ORDER TO ENCOURAGE UTILIZATION BY HIGHLY OCCUPIED VEHICLES AND BUSES, AND TO FACILITATE THE GATHERING OF TRAFFIC METRICS."

Offered by: Senators Espero, Kim, Inouye, Tsutsui, Fukunaga, Ige, Chun Oakland.

Referred to: Committee on Transportation and Government Operations, then to the Committee on Media, Arts, Science and Technology

No. 39 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO REPORT ON THE STATUS OF THE ESTABLISHMENT OF A CYBER SECURITY OFFICE TO ADDRESS THE INFORMATION PROGRAMS OF EXECUTIVE DEPARTMENTS."

Offered by: Senators Fukunaga, English, Espero, Ige, Hogue, Ihara.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 18 to 20) were read by the Clerk and were referred to committees or deferred:

Senate Resolution

No. 18 "SENATE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO DELAY OR DENY THE PORT MANAGEMENT AGREEMENT WITH DUBAI PORTS WORLD CONCERNING CERTAIN UNITED STATES PORTS."

Offered by: Senators Kim, Tsutsui, Nishihara, Inouye, Fukunaga, Hooser, Espero, English, Baker, Ige, Hee, Sakamoto.

Referred to: Committee on Transportation and Government Operations, then to the Committee on Intergovernmental Affairs

No. 19 "SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO APPROVE THE PROPOSED HAWAII INVASIVE SPECIES ACT."

Offered by: Senators Hooser, English, Chun Oakland, Hogue, Nishihara, Baker, Kim, Inouye, Tsutsui, Menor, Slom, Ige, Espero, Fukunaga, Kanno, Trimble, Ihara, Sakamoto, Hee, Hemmings.

Referred to: Jointly to the Committee on Intergovernmental Affairs and the Committee on Energy, Environment, and International Affairs

No. 20 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO REPORT ON THE STATUS OF THE ESTABLISHMENT OF A CYBER SECURITY OFFICE TO ADDRESS THE INFORMATION PROGRAMS OF EXECUTIVE DEPARTMENTS."

Offered by: Senators Fukunaga, English, Espero, Ige, Hogue, Ihara.

STANDING COMMITTEE REPORTS

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. 2628) recommending that S.B. No. 2345, as amended in S.D. 1, 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. 2345, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ENVIRONMENTAL COVENANTS ACT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senators Kanno and Menor, for the Committee on Labor and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 2629) recommending that S.B. No. 3072, as amended in S.D. 1, 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. 3072, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Kanno, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 2630) recommending that S.B. No. 3008 pass Second Reading and be placed on the calendar for Third Reading.

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. 3008, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS," passed Second

Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2631) recommending that S.B. No. 679, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 679, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO TESTIMONY OF DEFENDANTS IN CRIMINAL CASES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2632) recommending that S.B. No. 2243, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2243, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BIOLOGICAL EVIDENCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2633) recommending that S.B. No. 2408, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2408, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY OF FIREARM OWNERS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2634) recommending that S.B. No. 917, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2634 and S.B. No. 917, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSION ON WATER RESOURCE MANAGEMENT," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2635) recommending that S.B. No. 940, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2635 and S.B. No. 940, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PATIENTS' BILL OF RIGHTS AND RESPONSIBILITIES ACT," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2636) recommending that S.B. No. 2159, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2636 and S.B. No. 2159, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO IDENTITY THEFT," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2637) recommending that S.B. No. 2332, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2637 and S.B. No. 2332, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2638) recommending that S.B. No. 2551, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2638 and S.B. No. 2551, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2639) recommending that S.B. No. 2615, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2639 and S.B. No. 2615, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTION," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2640) recommending that S.B. No. 918, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2640 and S.B. No. 918, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2641) recommending that S.B. No. 3233, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2641 and S.B. No. 3233, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PARENTING PLANS," was deferred until Tuesday, March 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2642) recommending that S.B. No. 2559, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2642 and S.B. No. 2559, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ETHICS," was deferred until Tuesday, March 7, 2006.

Senators Kim, Kokubun and Ige, for the Committee on Tourism, the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2643) recommending that S.B. No. 2973, as amended in S.D. 1,

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 majority of the Committees was adopted and S.B. No. 2973, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL TOURISM," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senators Kokubun and Hanabusa, for the Committee on Water, Land, and Agriculture and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 2644) recommending that S.B. No. 2929 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. 2929, entitled: "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2645) recommending that S.B. No. 2737, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2737, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MARINE INVERTEBRATES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 2646) recommending that S.B. No. 2721 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2721, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senators Sakamoto and Kanno, for the Committee on Education and Military Affairs and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 2647) recommending that S.B. No. 2887, as amended in S.D. 1, 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. 2887, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 2648) recommending that S.B. No. 2139, as amended in S.D. 1, 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. 2139, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was

placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2649) recommending that S.B. No. 2574, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2574, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senators English and Menor, for the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 2650) recommending that S.B. No. 2972, as amended in S.D. 1, 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. 2972, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senators English and Kokubun, for the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 2651) recommending that S.B. No. 2749, as amended in S.D. 1, 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. 2749, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senators English and Kokubun, for the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 2652) recommending that S.B. No. 2750, as amended in S.D. 1, 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. 2750, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Chun Oakland, for the majority of the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2653) recommending that S.B. No. 3218, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

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. 3218, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLACEMENT OF HARMED CHILDREN," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2654) recommending that S.B. No. 3065, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 3065, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ONE CALL CENTER ADVISORY COMMITTEE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2655) recommending that S.B. No. 2224 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2224, entitled: "A BILL FOR AN ACT RELATING TO CREDIT SALES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2656) recommending that S.B. No. 2295 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2295, entitled: "A BILL FOR AN ACT RELATING TO PRINCIPAL PRIVATE DETECTIVES AND GUARDS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2657) recommending that S.B. No. 2299 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2299, entitled: "A BILL FOR AN ACT RELATING TO INVESTIGATIVE ACCESS FOR UNLICENSED ACTIVITY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2658) recommending that S.B. No. 2280 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2280, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2659) recommending that S.B. No. 3278, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 3278, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," passed Second

Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2660) recommending that S.B. No. 2194 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2660 and S.B. No. 2194, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM EMPLOYEES," was deferred until Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2661) recommending that S.B. No. 2459 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2661 and S.B. No. 2459, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS ON PUBLIC PROPERTY," was deferred until Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2662) recommending that S.B. No. 2762, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2762, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2663) recommending that S.B. No. 2283, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2283, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2664) recommending that S.B. No. 2470, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2470, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LANDLORD-TENANT CODE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2665) recommending that S.B. No. 2095, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2095, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIFE INSURANCE," passed Second Reading and was

placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2666) recommending that S.B. No. 2018, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2018, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2667) recommending that S.B. No. 2294, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2294, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AN INACTIVE STATUS FOR PROFESSIONAL AND VOCATIONAL LICENSES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senators Kokubun and Baker, for the Committee on Water, Land, and Agriculture and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 2668) recommending that S.B. No. 3049, as amended in S.D. 1, 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. 3049, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HONEY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2669) recommending that S.B. No. 2635, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2635, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2670) recommending that S.B. No. 2004, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2004, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 2671)

recommending that S.B. No. 2501, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2501, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2672) recommending that S.B. No. 2298, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2298, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 448E, HAWAII REVISED STATUTES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2673) recommending that S.B. No. 2276, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2276, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senators Menor and Kokubun, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 2674) recommending that S.B. No. 2774, S.D. 1, as amended in S.D. 2, 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. 2774, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2675) recommending that S.B. No. 2917 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2917, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE RATE REGULATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2676) recommending that S.B. No. 2109, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2109, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO INTOXICATING LIQUOR," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2677) recommending that S.B. No. 2413, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2413, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERMIT APPROVALS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2678) recommending that S.B. No. 2916, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2916, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2679) recommending that S.B. No. 2406, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2406, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERMIT APPROVALS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2680) recommending that S.B. No. 2091, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2091, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2681) recommending that S.B. No. 2913, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2913, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2682) recommending that S.B. No. 2454, as amended in

S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 2454, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OUT-OF-STATE SALES OF TIME SHARE INTERESTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the majority of the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2683) recommending that S.B. No. 2300, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

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. 2300, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2684) recommending that S.B. No. 3066, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 3066, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEREST AND USURY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2685) recommending that S.B. No. 173, S.D. 1, as amended in S.D. 2, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.B. No. 173, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the majority of the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2686) recommending that S.B. No. 2911, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

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. 2911, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senators Kanno and Taniguchi, for the Committee on Labor and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 2687) recommending that S.B. No. 2190, as amended in S.D. 1, 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. 2190, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO EMPLOYMENT SECURITY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2688) recommending that S.B. No. 2051 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2688 and S.B. No. 2051, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER LICENSING," was deferred until Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2689) recommending that S.B. No. 2065, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2689 and S.B. No. 2065, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REGISTRATION," was deferred until Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2690) recommending that S.B. No. 2082 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2690 and S.B. No. 2082, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," was deferred until Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2691) recommending that S.B. No. 2226 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2691 and S.B. No. 2226, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," was deferred until Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2692) recommending that S.B. No. 2227, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2692 and S.B. No. 2227, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," was deferred until Tuesday, March 7, 2006.

Senators Menor and Fukunaga, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 2693) recommending that S.B. No. 2293, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2693 and S.B. No. 2293, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SECURITY NUMBER PROTECTION," was deferred until Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2694) recommending that S.B. No. 2296, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2694 and S.B. No. 2296, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NURSES," was deferred until Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2695) recommending that S.B. No. 2297, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2695 and S.B. No. 2297, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH COUNSELORS," was deferred until Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2696) recommending that S.B. No. 3161, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2696 and S.B. No. 3161, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," was deferred until Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2697) recommending that S.B. No. 3185, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2697 and S.B. No. 3185, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," was deferred until Tuesday, March 7, 2006.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 2554 (Gov. Msg. No. 295):

Senator English moved that Stand. Com. Rep. No. 2554 be received and placed on file, seconded by Senator Kokubun and carried.

Senator English then moved that the Senate advise and consent to the nomination of MYRON H. NOMURA to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, term to expire June 30, 2010, seconded by Senator Kokubun.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Kim, Menor, Sakamoto).

REFERRAL OF A SENATE CONCURRENT RESOLUTION

The President made the following committee assignment of a concurrent resolution that was offered on Thursday, March 2, 2006:

Senate Concurrent Resolution	Referred to:
No. 33	Committee on Transportation and Government Operations

REFERRAL OF A SENATE RESOLUTION

The President made the following committee assignment of a resolution that was offered on Thursday, March 2, 2006:

Senate Resolution	Referred to:
No. 17	Committee on Transportation and Government Operations

RE-REFERRAL OF A SENATE CONCURRENT RESOLUTION

The Chair re-referred the following Senate concurrent resolution that was offered:

Senate Concurrent Resolution	Referred to:
No. 32	Jointly to the Committee on Transportation and Government Operations, the Committee on Business and Economic Development and the Committee on Tourism, then to the Committee on Judiciary and Hawaiian Affairs

Senator Trimble rose on a point of personal privilege as follows:

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

"First of all I'd like to thank you for your op-ed piece in the Advertiser today. I thought it was right on target. I just wanted to note in passing that I spent the last four months in China and even in the worker's paradise of China, their standard deduction in real terms and in dollars is higher than that of the State of Hawaii. So, thank you.

"Let's get back to yesterday's conversation. I don't intend to bring up snowplows again, but if it does come up, we can talk about it. What I'm asking the Chairman of the Higher Education Committee is to consider a different model. I think a different model is appropriate for Hawaii.

"I mentioned that common sense is experience based and that when strangers arrive on our shores and they lack this common sense, they are a hazard to the greater community. But if we look historically at the difference between continents and islands, it may be dangerous to themselves as well, whether it's Magellan at Mactan in the Philippines with Lapulapu; or it's Captain Cook; or how about Paul LaMahieu, who came to our shores after a nationwide search; or Virginia Lowell. So, conducting a search does not produce necessarily a desired result. What I would like the Chairman of the Higher Education Committee to consider is that sometimes it is important to make a decision.

"One of the things that I appreciate about the Senator from the Big Island, the one that normally is to my left, is that she knows when it's appropriate to make a decision because she's had the experience of being a mayor. And sometimes the dialogue should cease and it's time to make a decision. Why should we make the decision now? Well, you know, we have had a temporary president, and as long as the president is temporary, there are a whole lot of other appointments at the University of Hawaii, Manoa, and throughout the system that are also temporary. And so, sooner or later it's time to get off the pot and move forward, and I think that time is now.

"Thank you, Mr. President."

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

“Mr. President, I rise in response to the previous speaker.

“I would note that but for try, the Land Use Commission might have approved a new dump in Nanakuli, but my colleague to my left showed up and she tried and she succeeded. I would note that when George Helm and Kimo Mitchell disappeared trying to get to Kaho’olawe, they died and they failed, but all others who believed in George and Kimo took up the charge and Kaho’olawe is no longer bombed today.

“So, while conducting a search does not guarantee that the necessary result will be produced, I do know that without trying, we will never know.

“I would suggest that all of us on the Floor ran for office because we tried based on the belief that we could produce a good result for those we choose to serve. That is what conducting a search does – it gives the opportunity for people to try to make a system better.

“Interestingly enough, at 9:45 this morning I had the opportunity to discuss this issue with Michael Fisch, the publisher of the Honolulu Advertiser. And during our discussion, we talked about the lead editorial in today’s paper, which calls for transparency and accountability. We used that lead editorial as a segue to talk about the situation with the hiring of a new president. We both found it mystifying that three months ago he, himself, advocated for a search, and three months ago the editorial writers of the Advertiser advocated for not only a national but an international search, and that on February 22nd the Advertiser flip-flopped and said stability was more important and that McClain was the man. But then in our discussion this morning we agreed that he agreed that his plan is to stay on, president or not, as a faculty member on the board of the School of Business Administration. So, Fisch and I agreed that search or not, stability would always be present because he had no intentions of leaving and he gave no deadline to find a new president.

“So, we find it mystifying that three days ago at the Board of Regents meeting, by unanimous voice vote, the Board of Regents decided to enter into negotiations and in three days from tomorrow the Board of Regents will hire a new president without trying, trying, trying to see if this would not be a great opportunity to import prestige to our school – our only school – by bringing in someone who may be interested from a prestigious institution. Because the relevant question to me is – What is it that the Board of Regents of the University of Hawaii know that the Board of Regents of Harvard, of Yale, of Brown, of Smith, of Dartmouth, of Columbia, of Cornell, of the University of Pennsylvania, of UC Berkeley, of Stanford, of UCLA, of USC, of Illinois, of Indiana, of Michigan, of Northwestern, of Ohio State, of Penn State, of Purdue, of 105 of 123 universities that between January 2005 and July 15, 2005, according to the Chronicle of Higher Education knows? What do the University of Hawaii Regents know that these regents don’t know? That’s the relevant question.

“It’s not about the interim president. It’s about the process. It’s about accountability. It’s about transparency. It’s really about the students, the faculty, and the people of this great State that we call home.

“Thank you, Mr. President.”

Senator Trimble rose in rebuttal and said:

“Mr. President, I rise in brief rebuttal.

“I find it interesting that we talk about transparency. I want to take a moment to talk about transparency. The last time I saw Richard Port was in Rome and I was going to the Forum because I wanted to visit the Senate, and he reminded me that the Senate had always been considered a rather scurrilous lot. And the reason why I bring that up is that a year ago when we were having a confirmation hearing for Dylan Nonaka, there were many faxed letters or actually statements that were identical and they all said the same thing and they were all faxed from the same fax number. And I found that curious. And I asked the Chairman of Higher Education how that could be. Whose fax number was it? We still do not know.

“It is one thing to ask for transparency. It is quite another to stand up and argue, and argue eloquently, but it doesn’t change the facts.

“As long as we’re talking about the facts, let’s go back a week or so when I rose and I said why are we passing a law to change the number of regents? And the answer of the Chair was – number one, it’s the national standard; and number two, if you want accountability, then we should only have one person. Let me take the first issue – the national standard, a very glib easy comment, but if you look at the statistics across the United States for the board of regents, there is no national standard. The Chair did not use ‘best practices’ and there may not be ‘best practices,’ but let’s start and look at numbers of regents: seven, there are three states – Montana, New Mexico, Oklahoma; eight regents, there are four states – Idaho, Michigan, Nebraska, North Dakota; nine regents, there are again four states – Indiana, Iowa, Kansas, Texas; ten, there are five states – Arizona, Arkansas, Missouri, South Dakota, and Washington; eleven regents, there are six . . . and by the way, this is the mode – in statistics there are three measures that usually are called upon when you are considering statistics – they are the mean, the mode, and the median. And in fact, when you look at that, there is no standard for the number of regents, neither the mode, nor the median, or the mean. And so, if we’re going to be talking about facts – and I could go through the whole list, but I think I’ve made my point – then let’s talk about facts.

“The Chair of Higher Education talked about if you want accountability, you know, then maybe there should be one person, an interesting model, because when the Board of Regents becomes large, then it divides itself into subgroups and there is one lead. And when you do that, you no longer have a democracy, you have a body that is very similar to this where you have one person, the Chair, he rules. That is not a democracy; it’s an autocracy.

“And if you want to bring the final argument into consideration, one of the things that might discourage people from Harvard or Yale coming to our island state is the practice of Chairs of Committees trying to badger, browbeat, and micromanage the departments they supervise.

“Thank you, Mr. President.”

Senator Hee rose again and said:

“Mr. President, I rise in apology. Evidently, what I thought was humor was taken more serious than I could have imagined.

“When I introduced a bill to propose enlarging the number of regents from 12 to 15, it was done with the advice of the previous Higher Ed Chair and another colleague who evidently is not present. They both indicated that the standards have risen from 12 to 15. I realize that it gives the present Governor three more selections, but that really is inconsequential to the bill

insofar as raising the prominence of the University of Hawaii to a national standard.

“When the previous speaker, interestingly enough, spoke against the bill, I thought I would inject humor and say, well, if he wants to reduce it let’s take it down to one. I owe you an apology. Evidently my humor was not received as it should be.

“I don’t know about the fax machine on Dylan Nonaka or the relevance it has to do with the process on the issue today, but I owe no apologies with that because I have no idea what he’s talking about.

“Lastly, Mr. President, I would like to wish all the women happy Girl’s Day. Thank you.”

STANDING COMMITTEE REPORTS

On motion by Senator Hee, seconded by Senator Hogue and carried unanimously, the Senate authorized the Clerk to receive standing committee reports recommending that Senate bills be placed on the calendar for Third Reading. In consequence thereof, and subsequent to its recessing at 12:13 o’clock p.m., the Senate took the following actions on the following Senate bills and standing committee reports:

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2698) recommending that S.B. No. 2057, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2698 and S.B. No. 2057, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TIME SHARE ZONING,” was deferred until Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2699) recommending that S.B. No. 3179, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2699 and S.B. No. 3179, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO FERTILIZER,” was deferred until Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2700) recommending that S.B. No. 3231, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2700 and S.B. No. 3231, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PROFESSIONAL LICENSURE,” was deferred until Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2701) recommending that S.B. No. 3261, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2701 and S.B. No. 3261, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DENTAL SPECIALISTS,” was deferred until Tuesday, March 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 2702) recommending that S.B. No. 3277, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2702 and S.B. No. 3277, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO NURSE AIDES,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2703) recommending that S.B. No. 333, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2703 and S.B. No. 333, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TECHNOLOGY,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2704) recommending that S.B. No. 2036, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2704 and S.B. No. 2036, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN INTERNATIONAL BUSINESS AND TECHNOLOGY INCUBATOR,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2705) recommending that S.B. No. 2222, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2705 and S.B. No. 2222, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO STREAMLINED SALES AND USE TAX,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2706) recommending that S.B. No. 2382, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2706 and S.B. No. 2382, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2707) recommending that S.B. No. 2570, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2707 and S.B. No. 2570, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO DIGITAL MEDIA,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2708) recommending that S.B. No. 2651, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2708 and S.B. No. 2651, S.D. 1, entitled: “A BILL FOR AN ACT WAIPAHAU CENTENNIAL MEMORIAL,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2709) recommending that S.B. No. 2806, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2709 and S.B. No. 2806, S.D. 2, entitled: “A BILL FOR AN ACT

RELATING TO LEGISLATIVE PROCEEDINGS ON THE INTERNET," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2710) recommending that S.B. No. 2813, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2710 and S.B. No. 2813, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2711) recommending that S.B. No. 2818, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2711 and S.B. No. 2818, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR A REGIONAL BIO-CONTAINMENT LABORATORY FACILITY," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2712) recommending that S.B. No. 3111, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2712 and S.B. No. 3111, S.D. 1, entitled: "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO RECOGNIZE AND HONOR CONGRESSWOMAN PATSY T. MINK," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2713) recommending that S.B. No. 2959, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2713 and S.B. No. 2959, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LABOR," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2714) recommending that S.B. No. 3118, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2714 and S.B. No. 3118, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2715) recommending that S.B. No. 3120, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2715 and S.B. No. 3120, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2716) recommending that S.B. No. 3121, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2716 and S.B. No. 3121, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2717) recommending that S.B. No. 2025 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2717 and S.B. No. 2025, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION OF IMPACT FEES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2718) recommending that S.B. No. 2074, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2718 and S.B. No. 2074, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DEVELOPMENT OF A NON-EMERGENCY REPORTING SYSTEM, KNOWN AS 3-1-1," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2719) recommending that S.B. No. 2433, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2719 and S.B. No. 2433, S.D. 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CAREER CRIMINAL PROSECUTION UNITS AND VICTIM WITNESS ASSISTANCE PROGRAMS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2720) recommending that S.B. No. 3051, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2720 and S.B. No. 3051, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COUNTY FISCAL ADMINISTRATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2721) recommending that S.B. No. 3168, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2721 and S.B. No. 3168, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF REAL PROPERTY," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2722) recommending that S.B. No. 1294, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2722 and S.B. No. 1294, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND TRUST REVENUES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2723) recommending that S.B. No. 1311, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2723 and S.B. No. 1311, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF CONVICTED DEFENDANTS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2724) recommending that S.B. No. 2240, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2724 and S.B. No. 2240, S.D. 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2725) recommending that S.B. No. 2593 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2725 and S.B. No. 2593, entitled: "A BILL FOR AN ACT RELATING TO COURT FEES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2726) recommending that S.B. No. 2598 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2726 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," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2727) recommending that S.B. No. 2606 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2727 and S.B. No. 2606, entitled: "A BILL FOR AN ACT RELATING TO BAIL," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2728) recommending that S.B. No. 2797, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2728 and S.B. No. 2797, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII STATE CONSTITUTION RELATING TO JUDGES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2729) recommending that S.B. No. 2926, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2729 and S.B. No. 2926, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2730) recommending that S.B. No. 2935, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2730 and S.B. No. 2935, S.D. 1, entitled: "A BILL FOR AN ACT

AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE DEPARTMENT OF HAWAIIAN HOME LANDS AND MAKING AN APPROPRIATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2731) recommending that S.B. No. 2943, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2731 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," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2732) recommending that S.B. No. 2945, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2732 and S.B. No. 2945, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A WOMEN'S CORRECTIONAL CENTER AND FACILITY," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2733) recommending that S.B. No. 2947, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2733 and S.B. No. 2947, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2734) recommending that S.B. No. 2948, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2734 and S.B. No. 2948, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND TRUST," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2735) recommending that S.B. No. 2949, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2735 and S.B. No. 2949, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2736) recommending that S.B. No. 3040 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2736 and S.B. No. 3040, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATING TO EXCESS REVENUES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No.

2737) recommending that S.B. No. 3119, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2737 and S.B. No. 3119, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2738) recommending that S.B. No. 2965, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2738 and S.B. No. 2965, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL APPROPRIATIONS ACT OF 2005," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2739) recommending that S.B. No. 2974, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2739 and S.B. No. 2974, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2740) recommending that S.B. No. 3114, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2740 and S.B. No. 3114, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COMMUNITY WORK DAY PROGRAM," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2741) recommending that S.B. No. 218, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2741 and S.B. No. 218, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2742) recommending that S.B. No. 2132, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2742 and S.B. No. 2132, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PERINATAL CARE," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2743) recommending that S.B. No. 2141, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2743 and S.B. No. 2141, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SEX ASSAULT SERVICES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2744) recommending that S.B. No. 2329, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2744 and S.B. No. 2329, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCREASING CAPACITY FOR HOME AND COMMUNITY-BASED LONG-TERM CARE SERVICES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2745) recommending that S.B. No. 2337, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2745 and S.B. No. 2337, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE ADULT MENTAL HEALTH DIVISION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2746) recommending that S.B. No. 2339, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2746 and S.B. No. 2339, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE EMERGENCY MEDICAL SERVICES SYSTEM BRANCH," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2747) recommending that S.B. No. 2340, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2747 and S.B. No. 2340, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR EARLY INTERVENTION SERVICES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2748) recommending that S.B. No. 2347, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2748 and S.B. No. 2347, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE FAMILY HEALTH SERVICES DIVISION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2749) recommending that S.B. No. 2348, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2749 and S.B. No. 2348, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR PANDEMIC INFLUENZA PREPAREDNESS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2750) recommending that S.B. No. 2364, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2750 and S.B. No. 2364, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ALCOHOL AND SUBSTANCE ABUSE," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2751) recommending that S.B. No. 2502, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2751 and S.B. No. 2502, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DONATED DENTAL SERVICES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2752) recommending that S.B. No. 2504, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2752 and S.B. No. 2504, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2753) recommending that S.B. No. 2505, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2753 and S.B. No. 2505, S.D. 2, entitled: "A BILL FOR AN ACT MAKES APPROPRIATIONS FOR SCHOOL-BASED SUBSTANCE ABUSE TREATMENT PROGRAMS FOR ADOLESCENTS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2754) recommending that S.B. No. 2577, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2754 and S.B. No. 2577, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WAIANAE COAST COMPREHENSIVE HEALTH CENTER," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2755) recommending that S.B. No. 2630, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2755 and S.B. No. 2630, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DEVELOPMENTAL DISABILITIES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2756) recommending that S.B. No. 2725, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2756 and S.B. No. 2725, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HEALTHY START," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2757) recommending that S.B. No. 2727, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2757 and S.B. No. 2727, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NEUROTRAUMA," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2758) recommending that S.B. No. 2729, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2758 and S.B. No. 2729, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2759) recommending that S.B. No. 2764, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2759 and S.B. No. 2764, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRAUMA CARE," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2760) recommending that S.B. No. 2898, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2760 and S.B. No. 2898, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2761) recommending that S.B. No. 2961, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2761 and S.B. No. 2961, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2762) recommending that S.B. No. 3146, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2762 and S.B. No. 3146, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY MEDICAL SERVICES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2763) recommending that S.B. No. 3224, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2763 and S.B. No. 3224, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2764) recommending that S.B. No. 3270, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2764 and S.B. No. 3270, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2765) recommending that S.B. No. 3272, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2765 and S.B. No. 3272, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE REIMBURSEMENT TO THE COUNTIES FOR THE ISSUANCE OF PARKING PLACARDS TO PERSONS WITH DISABILITIES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2766) recommending that S.B. No. 3283, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2766 and S.B. No. 3283, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2767) recommending that S.B. No. 2150, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2767 and S.B. No. 2150, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BOATING," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2768) recommending that S.B. No. 2542, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2768 and S.B. No. 2542, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2769) recommending that S.B. No. 2709, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2769 and S.B. No. 2709, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2770) recommending that S.B. No. 2985, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2770 and S.B. No. 2985, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2771) recommending that S.B. No. 3110, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2771 and S.B. No. 3110, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO PARK ACQUISITIONS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2772) recommending that S.B. No. 2185, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2772 and S.B. No. 2185, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY SERVICE CENTERS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2773) recommending that S.B. No. 2189, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2773 and S.B. No. 2189, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COMMISSION ON FATHERHOOD," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2774) recommending that S.B. No. 2323, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2774 and S.B. No. 2323, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL REVENUE MAXIMIZATION IN THE JUDICIARY," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2775) recommending that S.B. No. 2333, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2775 and S.B. No. 2333, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR GENERAL ASSISTANCE," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2776) recommending that S.B. No. 2334, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2776 and S.B. No. 2334, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE HAWAII YOUTH CORRECTIONAL FACILITY," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2777) recommending that S.B. No. 2461, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2777 and S.B. No. 2461, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GRANTS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2778) recommending that S.B. No. 2474, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2778 and S.B. No. 2474, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POST-FOSTER CARE," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2779) recommending that S.B. No. 2507, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2779 and S.B. No. 2507, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2780) recommending that S.B. No. 2563, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2780 and S.B. No. 2563, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SAGE PLUS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2781) recommending that S.B. No. 2617, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2781 and S.B. No. 2617, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY ASSISTANCE FOR NEEDY FAMILIES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2782) recommending that S.B. No. 2713, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2782 and S.B. No. 2713, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY IDENTIFICATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2783) recommending that S.B. No. 2724, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2783 and S.B. No. 2724, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2784) recommending that S.B. No. 2861, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2784 and S.B. No. 2861, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2785) recommending that S.B. No. 3003, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2785 and S.B. No. 3003, S.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO THE STATE PHARMACY ASSISTANCE PROGRAM," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2786) recommending that S.B. No. 3202, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2786 and S.B. No. 3202, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL CARE," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2787) recommending that S.B. No. 3205, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2787 and S.B. No. 3205, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2788) recommending that S.B. No. 3215, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2788 and S.B. No. 3215, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2789) recommending that S.B. No. 3229, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2789 and S.B. No. 3229, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CHORE SERVICE PROGRAMS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2790) recommending that S.B. No. 3247, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2790 and S.B. No. 3247, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CARE HOMES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2791) recommending that S.B. No. 3252, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2791 and S.B. No. 3252, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2792) recommending that S.B. No. 3253, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2792 and S.B. No. 3253, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2793) recommending that S.B. No. 3274, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2793 and S.B. No. 3274, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE REFUNDABLE CAREGIVER TAX CREDIT," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2794) recommending that S.B. No. 2156, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2794 and S.B. No. 2156, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE AUDITOR," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2795) recommending that S.B. No. 2214, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2795 and S.B. No. 2214, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2796) recommending that S.B. No. 2237, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2796 and S.B. No. 2237, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE RISK MANAGEMENT," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2797) recommending that S.B. No. 2488, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2797 and S.B. No. 2488, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2798) recommending that S.B. No. 2569, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2798 and S.B. No. 2569, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMERGENCY MANAGEMENT ASSISTANCE COMPACT," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2799) recommending that S.B. No. 2662, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2799 and S.B. No. 2662, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2800) recommending that S.B. No. 2663 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2800 and S.B. No. 2663, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2801) recommending that S.B. No. 2879, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2801 and S.B. No. 2879, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII CIVIL AIR PATROL," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2802) recommending that S.B. No. 2882, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2802 and S.B. No. 2882, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENTS PERTAINING TO THE CIVIL AIR PATROL," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2803) recommending that S.B. No. 2897, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2803 and S.B. No. 2897, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2804) recommending that S.B. No. 2901 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2804 and S.B. No. 2901, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY IMPACT FEES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2805) recommending that S.B. No. 2955, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2805 and S.B. No. 2955, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY SHELTERS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2806) recommending that S.B. No. 2997, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2806 and S.B. No. 2997, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2807) recommending that S.B. No. 2145, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2807 and S.B. No. 2145, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2808) recommending that S.B. No. 2957, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2808 and S.B. No. 2957, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2809) recommending that S.B. No. 3105, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2809 and S.B. No. 3105, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DEPOSIT BEVERAGE CONTAINER PROGRAM," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2810) recommending that S.B. No. 3162, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2810 and S.B. No. 3162, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2811) recommending that S.B. No. 3181, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2811 and S.B. No. 3181, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2812) recommending that S.B. No. 3182, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2812 and S.B. No. 3182, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2813) recommending that S.B. No. 3186, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2813 and S.B. No. 3186, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2814) recommending that S.B. No. 3187, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2814 and S.B. No. 3187, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR ENERGY EFFICIENCY IN STATE FACILITIES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2815) recommending that S.B. No. 3192, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2815 and S.B. No. 3192, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SISTER STATE AND PROVINCE RELATIONSHIPS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2816) recommending that S.B. No. 2090, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2816 and S.B. No. 2090, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2817) recommending that S.B. No. 2155, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2817 and S.B. No. 2155, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2818) recommending that S.B. No. 2235, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2818 and S.B. No. 2235, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF AGRICULTURE LOANS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2819) recommending that S.B. No. 2360, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2819 and S.B. No. 2360, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GROUNDED VESSELS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2820) recommending that S.B. No. 2417, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2820 and S.B. No. 2417, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ERADICATE AND CONTROL THE COQUI FROG," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2821) recommending

that S.B. No. 2476, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2821 and S.B. No. 2476, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2822) recommending that S.B. No. 2478, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2822 and S.B. No. 2478, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AGRICULTURAL RESEARCH AND MARKET DEVELOPMENT," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2823) recommending that S.B. No. 2480, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2823 and S.B. No. 2480, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WASTEWATER MANAGEMENT," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2824) recommending that S.B. No. 2482, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2824 and S.B. No. 2482, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LAND," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2825) recommending that S.B. No. 2484, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2825 and S.B. No. 2484, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR VOG MONITORING STATIONS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2826) recommending that S.B. No. 2485, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2826 and S.B. No. 2485, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2827) recommending that S.B. No. 2493, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2827 and S.B. No. 2493, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2828) recommending that S.B. No. 2550, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2828 and S.B. No. 2550, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2829) recommending that S.B. No. 2575, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2829 and S.B. No. 2575, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A BASELINE ENVIRONMENTAL STUDY OF THE WAIANAE COAST OCEAN AREA," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2830) recommending that S.B. No. 2753, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2830 and S.B. No. 2753, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OPERATION AND MAINTENANCE OF THE EAST KAUAI IRRIGATION SYSTEM," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2831) recommending that S.B. No. 2954, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2831 and S.B. No. 2954, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2832) recommending that S.B. No. 2984, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2832 and S.B. No. 2984, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE KIKALA-KEOKEA HOUSING REVOLVING FUND," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2833) recommending that S.B. No. 3037, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2833 and S.B. No. 3037, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RELIEF OF MANOA FLOOD VICTIMS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2834) recommending that S.B. No. 3077, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2834 and S.B. No. 3077, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2835) recommending that S.B. No. 3078, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2835 and S.B. No. 3078, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2836) recommending that S.B. No. 3084, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2836 and S.B. No. 3084, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2837) recommending that S.B. No. 3086, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2837 and S.B. No. 3086, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LEASES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2838) recommending that S.B. No. 3096, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2838 and S.B. No. 3096, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE AGRICULTURAL WATER USE AND DEVELOPMENT PLAN," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2839) recommending that S.B. No. 3098, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2839 and S.B. No. 3098, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2840) recommending that S.B. No. 3138 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2840 and S.B. No. 3138, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PREPARATION OF THE 2050 SUSTAINABILITY PLAN," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2841) recommending that S.B. No. 3147, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2841 and S.B. No. 3147, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PURCHASE OF WAIMEA VALLEY, OAHU," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2842) recommending that S.B. No. 54, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2842 and S.B. No. 54, S.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2843) recommending that S.B. No. 87, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2843 and S.B. No. 87, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING IN PUBLIC EMPLOYMENT," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2844) recommending that S.B. No. 301, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2844 and S.B. No. 301, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2845) recommending that S.B. No. 304, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2845 and S.B. No. 304, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2846) recommending that S.B. No. 916, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2846 and S.B. No. 916, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2847) recommending that S.B. No. 2021, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2847 and S.B. No. 2021, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2848) recommending that S.B. No. 2209, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2848 and S.B. No. 2209, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2849) recommending that S.B. No. 2272 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2849 and S.B. No. 2272, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION

HEALTH BENEFITS TRUST FUND," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2850) recommending that S.B. No. 2273, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2850 and S.B. No. 2273, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2851) recommending that S.B. No. 2274, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2851 and S.B. No. 2274, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2852) recommending that S.B. No. 2416, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2852 and S.B. No. 2416, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE REHIRING OF RETIREES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2853) recommending that S.B. No. 2546, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2853 and S.B. No. 2546, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2854) recommending that S.B. No. 2616, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2854 and S.B. No. 2616, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEAL BREAKS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2855) recommending that S.B. No. 2640, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2855 and S.B. No. 2640, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2856) recommending that S.B. No. 2643, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2856 and S.B. No. 2643, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO VOCATIONAL REHABILITATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2857) recommending that S.B. No. 3009, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2857 and S.B. No. 3009, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE EXEMPT EMPLOYEES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2858) recommending that S.B. No. 3011, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2858 and S.B. No. 3011, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE LAW," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2859) recommending that S.B. No. 3012, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2859 and S.B. No. 3012, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2860) recommending that S.B. No. 3020, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2860 and S.B. No. 3020, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2861) recommending that S.B. No. 3022, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2861 and S.B. No. 3022, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2862) recommending that S.B. No. 3031, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2862 and S.B. No. 3031, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UNINTERRUPTED MEDICAL TREATMENT FOR WORK-RELATED INJURIES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2863) recommending that S.B. No. 3034, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2863 and S.B. No. 3034, S.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO PREVAILING WAGES,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2864) recommending that S.B. No. 3035, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2864 and S.B. No. 3035, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONTINUED TEMPORARY TOTAL DISABILITY BENEFITS TO INJURED EMPLOYEES,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2865) recommending that S.B. No. 3090, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2865 and S.B. No. 3090, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO STANDARDIZED FORMS FOR WORKERS’ COMPENSATION HEALTH CARE PROVIDERS,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2866) recommending that S.B. No. 640, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2866 and S.B. No. 640, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2867) recommending that S.B. No. 1659, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2867 and S.B. No. 1659, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2868) recommending that S.B. No. 2071, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2868 and S.B. No. 2071, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STIPENDS FOR ASSISTANT ATHLETIC DIRECTORS AND COACHES EMPLOYED BY THE DEPARTMENT OF EDUCATION,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2869) recommending that S.B. No. 2072, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2869 and S.B. No. 2072, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ATHLETIC HEALTH CARE TRAINERS IN PUBLIC SCHOOLS,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2870) recommending that S.B. No. 2229, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2870 and S.B. No. 2229, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TEACHERS’ HOUSING,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2871) recommending that S.B. No. 2305, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2871 and S.B. No. 2305, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO VETERANS’ SERVICES,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2872) recommending that S.B. No. 2587, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2872 and S.B. No. 2587, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2873) recommending that S.B. No. 2648, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2873 and S.B. No. 2648, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO VETERANS,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2874) recommending that S.B. No. 2650, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2874 and S.B. No. 2650, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO MOTOR VEHICLES,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2875) recommending that S.B. No. 2652, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2875 and S.B. No. 2652, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2876) recommending that S.B. No. 2704, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2876 and S.B. No. 2704, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2877) recommending that S.B. No. 2705, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2877 and S.B. No. 2705, S.D. 1, entitled: “A BILL FOR AN ACT

RELATING TO EDUCATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2878) recommending that S.B. No. 2707, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2878 and S.B. No. 2707, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2879) recommending that S.B. No. 2708, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2879 and S.B. No. 2708, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2880) recommending that S.B. No. 2718, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2880 and S.B. No. 2718, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2881) recommending that S.B. No. 2719, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2881 and S.B. No. 2719, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2882) recommending that S.B. No. 2720, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2882 and S.B. No. 2720, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2883) recommending that S.B. No. 2732, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2883 and S.B. No. 2732, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE BLIND PERSONS' AND LITERACY RIGHTS AND EDUCATION ACT," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2884) recommending that S.B. No. 2738, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2884 and S.B. No. 2738, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS TO SUPPLEMENT ANY

SHORTFALL TO ACQUIRE LAND TO EXPAND KAHUKU HIGH AND INTERMEDIATE SCHOOL," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2885) recommending that S.B. No. 2821, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2885 and S.B. No. 2821, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LIBRARIAN POSITIONS AT WAIALUA LIBRARY AND KAHUKU PUBLIC SCHOOL LIBRARY," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2886) recommending that S.B. No. 2836, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2886 and S.B. No. 2836, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE EDUCATIONAL FACILITIES IMPROVEMENT FUND," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2887) recommending that S.B. No. 2838, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2887 and S.B. No. 2838, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COMPREHENSIVE SCHOOL ALIENATION PROGRAM," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2888) recommending that S.B. No. 2884, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2888 and S.B. No. 2884, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2889) recommending that S.B. No. 2886, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2889 and S.B. No. 2886, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2890) recommending that S.B. No. 2956, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2890 and S.B. No. 2956, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2891) recommending that S.B. No. 2980, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2891 and S.B. No. 2980, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2892) recommending that S.B. No. 3054, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2892 and S.B. No. 3054, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2893) recommending that S.B. No. 3059, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2893 and S.B. No. 3059, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2894) recommending that S.B. No. 3093, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2894 and S.B. No. 3093, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2895) recommending that S.B. No. 3101, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2895 and S.B. No. 3101, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2896) recommending that S.B. No. 3102, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2896 and S.B. No. 3102, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STUDENTS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2897) recommending that S.B. No. 3136, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2897 and S.B. No. 3136, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR SAINT LOUIS SCHOOL," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2898) recommending that S.B. No. 3194, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2898 and S.B. No. 3194, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2899) recommending that S.B. No. 3195, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2899 and S.B. No. 3195, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EDUCATION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2900) recommending that S.B. No. 3197, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2900 and S.B. No. 3197, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SUBSTITUTE TEACHERS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2901) recommending that S.B. No. 3275, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2901 and S.B. No. 3275, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUBSTANCE ABUSE ASSESSMENTS FOR UNINSURED STUDENTS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2902) recommending that S.B. No. 2067, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2902 and S.B. No. 2067, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2903) recommending that S.B. No. 2076, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2903 and S.B. No. 2076, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LEASEHOLD CONVERSION," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2904) recommending that S.B. No. 2143, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2904 and S.B. No. 2143, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2905) recommending that S.B. No. 2239, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2905 and S.B. No. 2239, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE WIRELESS ENHANCED 911 BOARD," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2906) recommending that S.B. No. 2248, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2906 and S.B. No. 2248, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SOLICITATION OF FUNDS FOR CHARITABLE PURPOSES," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2907) recommending that S.B. No. 2282, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2907 and S.B. No. 2282, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2908) recommending that S.B. No. 2499, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2908 and S.B. No. 2499, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2909) recommending that S.B. No. 2545, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2909 and S.B. No. 2545, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2910) recommending that S.B. No. 2571 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2910 and S.B. No. 2571, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII STATE CONSTITUTION RELATING TO SPECIAL PURPOSE REVENUE BONDS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2911) recommending that S.B. No. 2125, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2911 and S.B. No. 2125, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2912) recommending

that S.B. No. 2572, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2912 and S.B. No. 2572, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2913) recommending that S.B. No. 2773, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2913 and S.B. No. 2773, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2914) recommending that S.B. No. 2958, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2914 and S.B. No. 2958, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred until Tuesday, March 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2915) recommending that S.B. No. 3112, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2915 and S.B. No. 3112, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," was deferred until Tuesday, March 7, 2006.

ADJOURNMENT

At 8:00 o'clock p.m., the Senate adjourned until 10:00 o'clock a.m., Tuesday, March 7, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TWENTY-SIXTH DAY

Tuesday, March 7, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 10:08 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. George White, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Twenty-Fifth Day.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 37 to 87) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 37, transmitting H.B. No. 173, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 173, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD," passed First Reading by title and was deferred.

Hse. Com. No. 38, transmitting H.B. No. 1468, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 1468, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed First Reading by title and was deferred.

Hse. Com. No. 39, transmitting H.B. No. 1794, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 1794, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX BRACKETS," passed First Reading by title and was deferred.

Hse. Com. No. 40, transmitting H.B. No. 1819, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 1819, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 281, HAWAII REVISED STATUTES," passed First Reading by title and was deferred.

Hse. Com. No. 41, transmitting H.B. No. 1852, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 1852, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CONDEMNATION OF LAND IN NANAKULI, OAHU, FOR A PUBLIC HOUSING PROJECT," passed First Reading by title and was deferred.

Hse. Com. No. 42, transmitting H.B. No. 1863, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 1863, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was deferred.

Hse. Com. No. 43, transmitting H.B. No. 1869, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 1869, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADVERTISING BY DRUG MANUFACTURERS AND DISCLOSURE OF CLINICAL TRIALS," passed First Reading by title and was deferred.

Hse. Com. No. 44, transmitting H.B. No. 1923, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 1923, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed First Reading by title and was deferred.

Hse. Com. No. 45, transmitting H.B. No. 1947, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 1947, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," passed First Reading by title and was deferred.

Hse. Com. No. 46, transmitting H.B. No. 2058, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2058, entitled: "A BILL FOR AN ACT RELATING TO THE REPRODUCTIVE RIGHTS PROTECTION COMMITTEE," passed First Reading by title and was deferred.

Hse. Com. No. 47, transmitting H.B. No. 2145, H.D. 2, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2145, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL TOURISM," passed First Reading by title and was deferred.

Hse. Com. No. 48, transmitting H.B. No. 2213, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2213, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUBSTANCE ABUSE ASSESSMENTS FOR UNINSURED STUDENTS," passed First Reading by title and was deferred.

Hse. Com. No. 49, transmitting H.B. No. 2239, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2239, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND ACQUISITION," passed First Reading by title and was deferred.

Hse. Com. No. 50, transmitting H.B. No. 2258, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2258, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed First Reading by title and was deferred.

Hse. Com. No. 51, transmitting H.B. No. 2309, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2309, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed First Reading by title and was deferred.

Hse. Com. No. 52, transmitting H.B. No. 2317, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2317, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed First Reading by title and was deferred.

Hse. Com. No. 53, transmitting H.B. No. 2346, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2346, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF EDUCATION ELECTRICITY," passed First Reading by title and was deferred.

Hse. Com. No. 54, transmitting H.B. No. 2347, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2347, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF EDUCATION STUDENT TRANSPORTATION," passed First Reading by title and was deferred.

Hse. Com. No. 55, transmitting H.B. No. 2400, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2400, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ACQUISITION OF WAIMEA VALLEY, OAHU," passed First Reading by title and was deferred.

Hse. Com. No. 56, transmitting H.B. No. 2434, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2434, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed First Reading by title and was deferred.

Hse. Com. No. 57, transmitting H.B. No. 2479, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2479, entitled: "A BILL FOR AN ACT RELATING TO THE CONSTRUCTION OF A PARKING STRUCTURE AT KAKAAKO MAKAI, OAHU," passed First Reading by title and was deferred.

Hse. Com. No. 58, transmitting H.B. No. 2503, H.D. 2, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2503, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DERELICT VEHICLE," passed First Reading by title and was deferred.

Hse. Com. No. 59, transmitting H.B. No. 2535, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2535, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS," passed First Reading by title and was deferred.

Hse. Com. No. 60, transmitting H.B. No. 2619, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2619, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed First Reading by title and was deferred.

Hse. Com. No. 61, transmitting H.B. No. 2641, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2641, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS," passed First Reading by title and was deferred.

Hse. Com. No. 62, transmitting H.B. No. 2691, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2691, entitled: "A BILL FOR AN ACT RELATING TO PREVAILING WAGES," passed First Reading by title and was deferred.

Hse. Com. No. 63, transmitting H.B. No. 2737, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2737, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HONOPOU DISTRICT OF THE COUNTY OF MAUI," passed First Reading by title and was deferred.

Hse. Com. No. 64, transmitting H.B. No. 2763, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2763, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ERADICATE AND CONTROL THE COQUI FROG," passed First Reading by title and was deferred.

Hse. Com. No. 65, transmitting H.B. No. 2805, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2805, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," passed First Reading by title and was deferred.

Hse. Com. No. 66, transmitting H.B. No. 2842, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2842, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST IN CONSTRUCTING AND MAKING IMPROVEMENTS TO THE AGRICULTURAL IRRIGATION SYSTEMS ON THE NORTH SHORE OF THE ISLAND OF OAHU," passed First Reading by title and was deferred.

Hse. Com. No. 67, transmitting H.B. No. 2898, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2898, entitled: "A BILL FOR AN ACT RELATING TO ARBITRATION," passed First Reading by title and was deferred.

Hse. Com. No. 68, transmitting H.B. No. 2901, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2901, entitled: "A BILL FOR AN ACT RELATING TO GARNISHMENT," passed First Reading by title and was deferred.

Hse. Com. No. 69, transmitting H.B. No. 2934, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2934, entitled: "A BILL FOR AN ACT RELATING TO HOMELESS VETERANS," passed First Reading by title and was deferred.

Hse. Com. No. 70, transmitting H.B. No. 2950, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2950, entitled: "A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS," passed First Reading by title and was deferred.

Hse. Com. No. 71, transmitting H.B. No. 2952, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2952, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed First Reading by title and was deferred.

Hse. Com. No. 72, transmitting H.B. No. 2953, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2953, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed First Reading by title and was deferred.

Hse. Com. No. 73, transmitting H.B. No. 2974, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2974, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed First Reading by title and was deferred.

Hse. Com. No. 74, transmitting H.B. No. 2986, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2986, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading by title and was deferred.

Hse. Com. No. 75, transmitting H.B. No. 3029, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 3029, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed First Reading by title and was deferred.

Hse. Com. No. 76, transmitting H.B. No. 3063, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 3063, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY TRAINING," passed First Reading by title and was deferred.

Hse. Com. No. 77, transmitting H.B. No. 3105, H.D. 2, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 3105, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION," passed First Reading by title and was deferred.

Hse. Com. No. 78, transmitting H.B. No. 3123, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 3123, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR

HURRICANE PREPAREDNESS," passed First Reading by title and was deferred.

Hse. Com. No. 79, transmitting H.B. No. 3160, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 3160, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII," passed First Reading by title and was deferred.

Hse. Com. No. 80, transmitting H.B. No. 3166, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 3166, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII," passed First Reading by title and was deferred.

Hse. Com. No. 81, transmitting H.B. No. 3167, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 3167, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII WEST OAHU," passed First Reading by title and was deferred.

Hse. Com. No. 82, transmitting H.B. No. 3173, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 3173, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII AT HILO," passed First Reading by title and was deferred.

Hse. Com. No. 83, transmitting H.B. No. 3235, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 3235, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND," passed First Reading by title and was deferred.

Hse. Com. No. 84, transmitting H.B. No. 3238, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 3238, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OUT-OF-STATE SALES OF TIME SHARE INTERESTS," passed First Reading by title and was deferred.

Hse. Com. No. 85, transmitting H.B. No. 3244, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 3244, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IDENTITY THEFT," passed First Reading by title and was deferred.

Hse. Com. No. 86, transmitting H.B. No. 3253, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 3253, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," passed First Reading by title and was deferred.

Hse. Com. No. 87, transmitting H.B. No. 3259, H.D. 1, which passed Third Reading in the House of Representatives on March 3, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 3259, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DENTAL HEALTH," passed First Reading by title and was deferred.

SENATE CONCURRENT RESOLUTION

The following concurrent resolution (S.C.R. No. 40) was read by the Clerk and was deferred:

Senate Concurrent Resolution

No. 40 "SENATE CONCURRENT RESOLUTION REQUESTING THE ADJUTANT GENERAL OF THE HAWAII NATIONAL GUARD TO PROVIDE MEMBERS AND VETERANS OF THE ARMED FORCES HEALTH SCREENING FOR DEPLETED URANIUM EXPOSURE AND TO REPORT ON THE SCOPE AND ADEQUACY OF DEPLETED URANIUM STORAGE AND DISPOSAL IN HAWAII."

Offered by: Senators Hooser, Nishihara, Chun Oakland, English, Sakamoto, Tsutsui, Kanno, Espero, Menor, Hogue, Kokubun, Ige, Fukunaga, Kim, Baker, Slom, Ihara, Inouye.

SENATE RESOLUTION

The following resolution (S.R. No. 21) was read by the Clerk and was deferred:

Senate Resolution

No. 21 "SENATE RESOLUTION REQUESTING THE ADJUTANT GENERAL OF THE HAWAII NATIONAL GUARD TO PROVIDE MEMBERS AND VETERANS OF THE ARMED FORCES HEALTH SCREENING FOR DEPLETED URANIUM EXPOSURE AND TO REPORT ON THE SCOPE AND ADEQUACY OF DEPLETED URANIUM STORAGE AND DISPOSAL IN HAWAII."

Offered by: Senators Hooser, Nishihara, Chun Oakland, English, Sakamoto, Tsutsui, Kanno, Espero, Menor, Hogue, Kokubun, Ige, Fukunaga, Kim, Baker, Slom, Ihara, Inouye.

At 10:11 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:36 o'clock a.m.

ORDER OF THE DAY

THIRD READING

Stand. Com. Rep. No. 2582 (S.B. No. 2006, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 2582 be adopted and S.B. No. 2006, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator English then offered the following amendment (Floor Amendment No. 2) to S.B. No. 2006, S.D. 2:

SECTION 1. Senate Bill No. 2006, S.D. 2, section 1, is amended to read as follows:

“SECTION 1. In recent years, the number of edible `opihī found in Hawai`i has declined. The popularity of `opihī as a delicacy has led to overharvesting on the island of O`ahu and has made `opihī difficult to find on the neighbor islands.

The blackfoot `opihī (cellana exarata), also known as “makaiauli,” once the most common limpet in Hawaiian waters, is found in the upper wash of waves. The yellowfoot `opihī (cellana sandwicensis), also known as “alinalina,” is the preferred species for eating. It is found in the wash of waves, roughly between the habitats of the blackfoot `opihī and ko`ele, the third type of edible `opihī in Hawai`i. Ko`ele is also known as the “kneecap” `opihī (cellana talcosa). There is also a fourth type of `opihī (cellana meanostoma) observed in Kaua`i that probably also could be found in Ni`ihau.

Although `opihī can be collected year round, `opihī shells must be at least one and a quarter inches wide, or the meat a half inch wide, to legally harvest them in Hawai`i.

`Opihī is an integral part of certain traditional trade systems where it is used as currency and an important source of revenue, such as on the island of Ni`ihau.

The purpose of this Act is to prohibit the sale of all Hawaiian species of edible `opihī except by a resident of any populated island that is privately owned and has a population of five hundred or less.”

SECTION 2. Senate Bill No. 2006, S.D. 2, section 2, is amended to read as follows:

“SECTION 2. Section 188-42.5, Hawaii Revised Statutes, is amended to read as follows:

“~~[[§188-42.5]]~~ **Hihiwai, hapawai, `opihī, and opae kala`ole selling prohibited.** It shall be unlawful for any person at any time to sell or offer for sale any hihiwai, hapawai, `opihī, and opae kala`ole taken from any of the waters within the jurisdiction of the State[-]; provided that it shall not be unlawful for a resident of any populated island that is privately owned and has a population of five hundred or less to sell or offer for sale any amount of `opihī. It shall be presumed that the taking of more than one quart of `opihī, as measured with its shell on, from any of the other waters within the jurisdiction of the State, is for commercial sale purposes.

As used in this section, “`opihī” means all known Hawaiian `opihī species, including cellana exarata (blackfoot), cellana sandwicensis (yellowfoot), cellana talcosa (ko`ele), and cellana melanostoma.”

Senator English moved that Floor Amendment No. 2 be adopted, seconded by Senator Kokubun.

Senator English noted:

“Mr. President, members, this bill allows for the Island of Ni`ihau to continue the traditional practice of picking, trading and selling opihī. In the past, the island used to take opihī from there because they cannot raise taro, take it to Northern Kauai, trade the opihī for taro and bring the taro back to the island for food. This practice continues today and the people there were very concerned that they would not have a way to trade for food. So, this allows the people of Ni`ihau to continue their traditional practice.”

The motion to adopt Floor Amendment No. 2 was put by the Chair and carried.

Senator English then moved that Stand. Com. Rep. No. 2582 be received and placed on file, seconded by Senator Kokubun and carried.

By unanimous consent, S.B. No. 2006, S.D. 3, entitled: “A BILL FOR AN ACT PROHIBITING SALES OF OPIHI,” was placed on the calendar for Third Reading on Thursday, March 9, 2006.

Stand. Com. Rep. No. 2696 (S.B. No. 3161, S.D. 2):

Senator Menor moved that Stand. Com. Rep. No. 2696 be adopted and S.B. No. 3161, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator English then offered the following amendment (Floor Amendment No. 3) to S.B. No. 3161, S.D. 2:

SECTION 1. Senate Bill No. 3161 S.D.2, section 3, is amended as follows:

~~“[SECTION 3. There is appropriated out of the general revenues of the State of Hawaii the sum of \$200,000, or so much thereof as may be necessary for fiscal year 2006-2007, for Rocky Mountain Institute to conduct a statewide multi-fuel biofuels production assessment of potential feedstocks, technologies, and economics of the various renewable fuels pathways and the potential for ethanol, biodiesel, and renewable hydrogen production to contribute to Hawaii’s near-, mid-, and long-term energy needs. The sum appropriated shall be expended by the department of business, economic development, and tourism for the purposes of this part.]”~~

SECTION 2. Senate Bill No. 3161 S.D.2, section 4, is amended as follows:

~~“[SECTION 4. There is appropriated out of the general revenues of the State of Hawaii the sum of \$150,000, or so much thereof as may be necessary, for fiscal year 2006-2007 to provide assistance to the agricultural community interested in developing energy projects, especially for the production of biodiesel from energy crops and cellulose ethanol from agricultural waste streams, and to seek funding that may be available from the United States Departments of Agriculture and Energy, and other external sources. The sum appropriated shall be expended by the department of agriculture for the purposes of this part.]”~~

SECTION 3. Senate Bill No. 3161 S.D.2, section 7, is amended as follows:

~~“[SECTION 7. (a) There is appropriated out of the general revenues of the State of Hawaii the sum of \$750,000, or so much thereof as may be necessary, for fiscal year 2006-2007 to carry out the purposes of this part, of which \$250,000 shall be allocated to three permanent full-time equivalent (3.0 FTE) professional positions namely, a hydrogen program manager, hydrogen program specialist, and hydrogen project specialist. The sum appropriated shall be expended by the department of business, economic development, and tourism.~~

~~(b) There is appropriated out of the general revenues of the State of Hawaii the sum of \$10,000,000 for fiscal year 2006-2007 to be paid into the hydrogen investment capital special fund to carry out the purposes of section 6. The sum appropriated shall be expended by department of business, economic development, and tourism.]”~~

SECTION 4. Senate Bill No. 3161 S.D.2, section 8, is amended as follows:

~~“SECTION 8. There is appropriated out of the hydrogen investment capital special fund the sum of \$10,000,000, or so much thereof as may be necessary, for fiscal year 2006-2007 to be used for the purposes of the hydrogen investment capital special fund.~~

~~The sum appropriated shall be expended by the department of business, economic development, and tourism for the purposes of this Act.”~~

SECTION 5. Senate Bill No. 3161 S.D.2, section 10, is amended as follows:

~~“SECTION 6. This Act shall take effect upon its approval.”~~

Senator English moved that Floor Amendment No. 3 be adopted, seconded by Senator Kokubun.

Senator English noted:

“Mr. President, this is the biofuels preference bill and when we harmonized bills across, we took all of the language from different bills and put them in other vehicles. We inadvertently left the money in this bill and it did not go to the money committees for review. So, what we’re doing is removing all of the monies and keeping the policy in the bill.”

The motion to adopt Floor Amendment No. 3 was put by the Chair and carried.

Senator English then moved that Stand. Com. Rep. No. 2696 be received and placed on file, seconded by Senator Kokubun and carried.

By unanimous consent, S.B. No. 3161, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY,” was placed on the calendar for Third Reading on Thursday, March 9, 2006.

Stand. Com. Rep. No. 2741 (S.B. No. 218, S.D. 3):

Senator Taniguchi moved that Stand. Com. Rep. No. 2741 be adopted and S.B. No. 218, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Baker then offered the following amendment (Floor Amendment No. 4) to S.B. No. 218, S.D. 3:

SECTION 1. Senate Bill No. 218 S.D. 3, section 1 is amended as follows:

“SECTION 1. The legislature finds that there is currently a shortage of at least fifty mobile intensive care technicians or paramedics in Hawaii. The Emergency Medical Services Strategic Planning for the Future conference in 2003, estimated that two hundred fifty mobile intensive care technicians will be needed within the next five years to fully staff the system. This estimate includes current shortages, attrition, and anticipated system growth (e.g., the federal firefighting agency had six mobile intensive care technicians and anticipated needing twenty-nine before the end of 2007).

The lack of local training has made the shortage even more critical, especially on the neighbor islands. Emergency medical technicians leave the industry because they are unable to advance without financial assistance. Others take correspondence classes in nursing or other related health care fields. For example, Maui currently [there are] has at least ten [students] emergency medical technicians who wish to enter the next mobile intensive care technician training program being offered [on Maui, which will possibly be scheduled in early 2007]. In order to complete this program and be certified, these students must attend and successfully complete both the didactic and practical training clinics. The didactic training is proposed to be held in Maui in 2007. However, the mandatory

practical training is only offered on Oahu. Traveling to Oahu is an enormous expense for these students who must take time off from work and from their families to attend the training. Without financial assistance of some type, it is unlikely that many of them will be able to attend.

The prime recruiting grounds for the federal firefighting agency is the city and county of Honolulu mobile intensive care technician workforce, which is already critically short-staffed. All providers look increasingly to paramedics who have trained on the mainland to staff Hawaii’s ambulances. These mainland recruits are rarely employed beyond two years in the Hawaii system before returning to the mainland.

It is widely recognized that the moneys distributed for mobile intensive care technician workforce development are not equitable. Unless the State can provide financial stipends to non-civil service employees who train in an accredited program, the crisis will quickly get worse.

The purpose of this Act is to appropriate funds to the department of health to establish a training stipend program for emergency medical technicians who do not have access to a training stipend program and who want to advance in their chosen profession by enrolling in a state-qualified mobile intensive care technician training program.”

SECTION 2. Senate Bill. No. 218 S.D. 3, section 2, is amended as follows:

“SECTION 2. There is appropriated out of the general revenues of the State of Hawaii the sum of \$, or so much thereof as may be necessary for fiscal year 2006-2007, to establish the emergency medical technician training stipend program to remedy the shortage of mobile intensive care technicians/paramedics in Hawaii and to assist, through a state-qualified mobile intensive care technician program, ten students per year who are public or private paramedics and currently do not have access to a training stipend program[; provided that no funds shall be expended for trainee stipends unless the county matches the funds expended on a trainee who is a resident of that respective county on a dollar-for-dollar basis].”

Senator Baker moved that Floor Amendment No. 4 be adopted, seconded by Senator Chun Oakland.

Senator Baker noted:

“Mr. President, this amendment deletes the requirement that the training stipend program be borne, in part, by the counties. This is a statewide program, as the emergency medical services program is a statewide program, and with the concurrence of the Committee on Ways and Means, we removed that provision.”

The motion to adopt Floor Amendment No. 4 was put by the Chair and carried.

Senator Baker then moved that Stand. Com. Rep. No. 2741 be received and placed on file, seconded by Senator Chun Oakland and carried.

By unanimous consent, S.B. No. 218, S.D. 4, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” was placed on the calendar for Third Reading on Thursday, March 9, 2006.

Stand. Com. Rep. No. 2866 (S.B. No. 640, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2866 be adopted and S.B. No. 640, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Taniguchi then offered the following amendment (Floor Amendment No. 5) to S.B. No. 640, S.D. 2:

SECTION 1. Senate Bill No. 640, S.D. 2 is amended by amending Section 1 of the bill to read as follows:

~~“SECTION 1. [The legislature finds that the enactment of the Reinventing Education Act in the 2004 regular session and other education reform measures represent a positive first step towards improving test scores, teacher retention, and the overall quality of education. While there are many issues to be addressed, the legislature believes that providing the department of education with greater autonomy will lead to an improved system of accountability and quality of service. Establishing the department of education as a political subdivision will free the department from impediments that sometimes lead to delays in much needed improvements to the public educational system. The constitutional amendments contained in S.B. No. will grant the department of education the autonomy it requires to effectively oversee the educational needs of the State’s students and teachers. With that measure, the board of education will be empowered to head the department of education as a political subdivision in a manner similar to other political subdivisions of the State. It is the intent of the legislature to provide the members of the board of education with proper compensation for their efforts in running the department of education. Accordingly, the] The purpose of this Act is to provide salaries for board of education members and require them to serve on a full-time basis.”~~

SECTION 2. Senate Bill No. 640, S.D. 2, is amended by amending Section 6 of the bill to read as follows:

~~“SECTION 6. This Act, upon its approval, shall take effect on July 1, 2095[, and upon the ratification of a constitutional amendment that makes the department of education a political subdivision headed by the board of education.].”~~

Senator Taniguchi moved that Floor Amendment No. 5 be adopted, seconded by Senator Tsutsui.

Senator Taniguchi noted:

“Mr. President, the floor amendment deletes language referencing a Senate bill that would have proposed a constitutional amendment to provide the Department of Education with greater autonomy. No bill passed out proposing the constitutional amendment, therefore the language is not necessary.”

The motion to adopt Floor Amendment No. 5 was put by the Chair and carried.

Senator Taniguchi then moved that Stand. Com. Rep. No. 2866 be received and placed on file, seconded by Senator Tsutsui and carried.

By unanimous consent, S.B. No. 640, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION,” was placed on the calendar for Third Reading on Thursday, March 9, 2006.

Stand. Com. Rep. No. 2833 (S.B. No. 3037, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 2833 be adopted and S.B. No. 3037, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Taniguchi then offered the following amendment (Floor Amendment No. 6) to S.B. No. 3037, S.D. 1:

SECTION 1. Senate Bill No. 3037, S.D. 1, is amended by amending Section 1 (b) of the bill to read as follows:

“(b) The amount of the nonrefundable tax credit shall be equal to ten per cent of the losses incurred by the taxpayer for repairs, insurance, rental, or other expenses or costs related to damage caused to the taxpayer’s real or personal property by the heavy rain and flood in late October of 2004 in Manoa, Oahu[;] that are not reimbursable by insurance proceeds or disaster relief payments from government agencies or non-profit organizations; provided that the nonrefundable tax credit shall be ten per cent of the total loss [or] not to exceed \$10,000 per taxpayer [~~whichever is greater~~]; and provided further that no refund or payment on account of the tax credit allowed by this section shall be made for amounts less than \$1.”

Senator Taniguchi moved that Floor Amendment No. 6 be adopted, seconded by Senator Tsutsui.

Senator Taniguchi noted:

“Mr. President, the floor amendment clarifies that the tax credit (1) is limited to losses that are reimbursable by insurance proceeds or disaster relief payments from government agencies or nonprofit organizations. This will cure the potential double-dipping. Secondly, it shall be 10 percent of the total loss not to exceed \$10,000 per taxpayer.

“I believe in decision-making we had wanted to make a cap of \$10,000. The language wasn’t clear and this clarifies that.”

The motion to adopt Floor Amendment No. 6 was put by the Chair and carried.

Senator Taniguchi then moved that Stand. Com. Rep. No. 2833 be received and placed on file, seconded by Senator Tsutsui and carried.

By unanimous consent, S.B. No. 3037, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO RELIEF OF MANOA FLOOD VICTIMS,” was placed on the calendar for Third Reading on Thursday, March 9, 2006.

Stand. Com. Rep. No. 2713 (S.B. No. 2959, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2713 be adopted and S.B. No. 2959, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Chun Oakland then offered the following amendment (Floor Amendment No. 7) to S.B. No. 2959, S.D. 2:

SECTION 1. Senate Bill No. 2959, S.D.2, is amended as follows:

By deleting the title, “PART I” on page 1, line 1.

SECTION 2. Senate Bill No. 2959, S.D.2, is amended by deleting Sections 5 through 16.

SECTION 3. Senate Bill No. 2959, S.D.2, section 17, is amended to read as follows:

“SECTION [47] 5. In codifying the new [parts] part added to chapter 305, Hawaii Revised Statutes, by [sections] section 2 [~~and~~–6] of this Act, the revisor of statutes shall substitute appropriate section numbers for letters used in designating the new sections in this Act.”

SECTION 4. Senate Bill No. 2959, S.D.2, is amended as follows:

1. By renumbering "SECTION 18" to read "SECTION 6."

2. By renumbering "SECTION 19" to read "SECTION 7."

Senator Chun Oakland moved that Floor Amendment No. 7 be adopted, seconded by Senator Hee.

Senator Chun Oakland noted:

"Mr. President, the floor amendment reflects accurately the decision that was made between the Higher Education, Labor, and IGA Committees. What it retains is the rapid response development and training program sections of the bill. Thank you."

The motion to adopt Floor Amendment No. 7 was put by the Chair and carried.

Senator Chun Oakland then moved that Stand. Com. Rep. No. 2713 be received and placed on file, seconded by Senator Hee and carried.

By unanimous consent, S.B. No. 2959, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO LABOR," was placed on the calendar for Third Reading on Thursday, March 9, 2006.

THIRD READING

MATTERS DEFERRED FROM THURSDAY, MARCH 2, 2006

At 10:48 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:48 o'clock a.m.

S.B. No. 3000, S.D. 2:

On motion by Senator Menor, seconded by Senator Ige and carried, S.B. No. 3000, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2246, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2246, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO SEXUAL ASSAULT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2582:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2582, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

THIRD READING

S.B. No. 2244, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2244, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXPUNGEMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2259, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2259, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION CHARGING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2600, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2600, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC COURT RECORDS, DOCUMENTS, PROCESSES, AND CERTIFICATES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 3170, S.D. 1:

On motion by Senator English, seconded by Senator Kokubun and carried, S.B. No. 3170, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2265, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2265, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMES AGAINST MINORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2489:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2489, entitled: "A BILL FOR AN ACT RELATING TO FORFEITURE OF PROPERTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2561 (S.B. No. 2506):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2561 was adopted and S.B. No. 2506, entitled: "A BILL FOR AN ACT RELATING TO THE REPRODUCTIVE RIGHTS PROTECTION COMMITTEE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2558, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2558, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2566 (S.B. No. 3279, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2566 was adopted and S.B. No. 3279, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL LIABILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2581, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2581, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BACKLOG IN UNSERVED ARREST WARRANTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2941, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2941, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BRUSH FIRES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2570 (S.B. No. 2073, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2570 was adopted and S.B. No. 2073, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE POWER OF ARREST," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2571 (S.B. No. 2263, S.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2571 was adopted and S.B. No. 2263, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 134," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2572 (S.B. No. 2667, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2572 was adopted and S.B. No. 2667, S.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO FIREWORKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2574 (S.B. No. 2358, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2574 was adopted and S.B. No. 2358, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROTECTION OF FOREST RESERVES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2576 (S.B. No. 2850, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2576 was adopted and S.B. No. 2850, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LITTER CONTROL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2577 (S.B. No. 2158, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 2577 be adopted and S.B. No. 2158, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Fukunaga requested her remarks be inserted into the Journal, and the Chair having so ordered, Senator Fukunaga's remarks read as follows:

"Mr. President, I rise to speak in favor of S.B. No. 2158, S.D. 2, Relating to Identity Theft, and ask that these remarks also be inserted in the Journal for S.B. No. 2159, S.D. 2; S.B. No. 2289, S.D. 2; S.B. No. 2290, S.D. 2; S.B. No. 2292, S.D. 2; and S.B. No. 2293, S.D. 2:

"These measures are part of a package of identity theft bills that have evolved from the work of the Hawaii Anti-Phishing Task Force, established by Act 65, Session Laws of Hawaii 2005, to develop state policy on how best to prevent further occurrences of phishing and other forms of electronic commerce-based crimes in the State. The Task Force examined state agencies charged with the responsibility of developing policies, procedures and operations to prevent, monitor, and enforce electronic commerce-based criminal activities and sanctions; reviewed other jurisdictions' activities, policies, and laws related to the prevention of electronic commerce-based crimes; and reviewed a range of options available to deter electronic commerce-based crimes from occurring in the State.

"Through this process the Task Force broadened the scope of its research – and recommendations – to address the rapidly escalating problem of identity theft. Today, National Public Radio began a series on privacy with an interview with a man who discovered his roommate had stolen his social security number, credit card information, and names of family members. It is a story too often heard, and it rarely has a happy ending.

"The purpose of the bills heard in the Senate over the past few weeks – and the House has addressed similar issues – is to provide greater protection from identity theft for the residents of Hawaii through a variety of ways:

S.B. No. 2158, S.D. 2 requires that the first five digits of an individual's social security number contained in family court records or judgments affecting title to land be redacted before the records or judgments are released for public inspection. Although this measure is still a work in progress, I believe that the commitment between the executive branch, private sector, legislature and other interested parties to find an appropriate balance between protecting personal information and minimizing the impact upon individual departments will ultimately produce a solid bill.

S.B. No. 2159, S.D. 2 increases penalties for identity theft and makes it a crime to intentionally or knowingly possess the confidential personal information of another.

S.B. No. 2289, S.D. 2 allows consumers who are victims of identity theft to place a security freeze on their credit reports, which will prohibit a consumer reporting agency from releasing any information to unauthorized parties without the consumer's express authorization and will provide consumers more control over who has access to their credit report.

S.B. No. 2290, S.D. 2 requires businesses and government agencies that experience a security breach to notify affected citizens of the breach.

S.B. No. 2292, S.D. 2 requires businesses and government agencies that maintain or possess personal information of Hawaii residents protect against unauthorized access to or use of the information after its disposal by destroying the personal information.

S.B. No. 2293, S.D. 2 requires businesses and government agencies – subject to limited exceptions – from disclosing an individual's social security number (SSN) to the general public; printing the SSN on an identification card or in mailings to customers; and requiring the transmission of a SSN to third parties without the individual's written consent unless the third party needs the information for a legitimate purpose.

"S.B. No. 2290, S.B. No. 2292, and S.B. No. 2293 originally imposed requirements only on businesses, but early in the hearing process, the Legislature and most testifiers recognized that the obligations imposed by these measures should also be extended to government agencies in Hawaii, and amended the bills accordingly. Government accountability will require further guidance to implement, however, and the Task Force would need to focus on additional issues raised by S.B. No. 2158 and S.B. No. 2293 during the coming year, with further recommendations to the 2007 Legislature.

"Although S.B. No. 2157, S.D. 1, is not a part of the package of bills being voted on today, it remains an important part of the identity theft package. It provided funding for a review of the best means of safeguarding personal information collected by government agencies, and further anti-ID theft initiatives to be undertaken by the Attorney General's High Tech Crime Unit. The House companion measure, H.B. No. 3244, H.D. 1, has already arrived in the Senate, and will become our vehicle for funding to implement the Identity Theft Task Force's recommendations.

"Collectively, these measures, provide both a strong foundation in the State's fight against identity theft, and valuable resources that Hawaii residents can use to protect themselves from financial harm if their financial or personal information is compromised."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2577 was adopted and S.B. No. 2158, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO IDENTITY THEFT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2578 (S.B. No. 2343, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2578 was adopted and S.B. No. 2343, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2930, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2930, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2583 (S.B. No. 2134, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2583 was adopted and S.B. No. 2134, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL MATCHMAKING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2584 (S.B. No. 2357):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2584 was adopted and S.B. No. 2357, entitled: "A BILL FOR AN ACT RELATING TO SECTION 13 OF ACT 380, SESSION LAWS OF HAWAII 1997," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2587 (S.B. No. 2492, S.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2587 was adopted and S.B. No. 2492, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2063:

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, S.B. No. 2063, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2379:

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, S.B. No. 2379, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX WITHHOLDING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2924, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2924, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2593 (S.B. No. 2188, S.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2593 was adopted and S.B. No. 2188, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A COMMISSION ON FATHERHOOD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2594 (S.B. No. 2443, S.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2594 was adopted and S.B. No. 2443, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A TASK FORCE TO DETERMINE VISITATION RIGHTS FOR GRANDPARENTS AND HANAI INDIVIDUALS WHO ARE INFORMALLY RAISING THESE CHILDREN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2596 (S.B. No. 2688, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2596 was adopted and S.B. No. 2688, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2597 (S.B. No. 3254, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2597 was adopted and S.B. No. 3254, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOME AND COMMUNITY-BASED SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 3076, S.D. 1:

On motion by Senator Kokubun, seconded by Senator English and carried, S.B. No. 3076, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COQUI FROGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2601 (S.B. No. 2289, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 2601 be adopted and S.B. No. 2289, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Fukunaga requested her remarks be inserted into the Journal, and the Chair having so ordered, Senator Fukunaga's remarks read as follows:

"These measures are part of a package of identity theft bills that have evolved from the work of the Hawaii Anti-Phishing Task Force, established by Act 65, Session Laws of Hawaii 2005, to develop state policy on how best to prevent further occurrences of phishing and other forms of electronic commerce-based crimes in the State. The Task Force examined state agencies charged with the responsibility of developing policies, procedures and operations to prevent, monitor, and enforce electronic commerce-based criminal activities and sanctions; reviewed other jurisdictions' activities, policies, and laws related to the prevention of electronic commerce-based crimes; and reviewed a range of options available to deter electronic commerce-based crimes from occurring in the State.

"Through this process the Task Force broadened the scope of its research – and recommendations – to address the rapidly escalating problem of identity theft. Today, National Public Radio began a series on privacy with an interview with a man who discovered his roommate had stolen his social security number, credit card information, and names of family members. It is a story too often heard, and it rarely has a happy ending.

"The purpose of the bills heard in the Senate over the past few weeks – and the House has addressed similar issues – is to provide greater protection from identity theft for the residents of Hawaii through a variety of ways:

S.B. No. 2158, S.D. 2 requires that the first five digits of an individual's social security number contained in family court records or judgments affecting title to land be redacted before the records or judgments are released for public inspection. Although this measure is still a work in progress, I believe that the commitment between the executive branch, private sector, legislature and other interested parties to find an appropriate balance between protecting personal information and minimizing the impact upon individual departments will ultimately produce a solid bill.

S.B. No. 2159, S.D. 2 increases penalties for identity theft and makes it a crime to intentionally or knowingly possess the confidential personal information of another.

S.B. No. 2289, S.D. 2 allows consumers who are victims of identity theft to place a security freeze on their credit reports, which will prohibit a consumer reporting agency from releasing any information to unauthorized parties without the consumer's express authorization and will provide consumers more control over who has access to their credit report.

S.B. No. 2290, S.D. 2 requires businesses and government agencies that experience a security breach to notify affected citizens of the breach.

S.B. No. 2292, S.D. 2 requires businesses and government agencies that maintain or possess personal information of Hawaii residents protect against unauthorized access to or use of the information after its disposal by destroying the personal information.

S.B. No. 2293, S.D. 2 requires businesses and government agencies – subject to limited exceptions – from disclosing an individual’s social security number (SSN) to the general public; printing the SSN on an identification card or in mailings to customers; and requiring the transmission of a SSN to third parties without the individual’s written consent unless the third party needs the information for a legitimate purpose.

“S.B. No. 2290, S.B. No. 2292, and S.B. No. 2293 originally imposed requirements only on businesses, but early in the hearing process, the Legislature and most testifiers recognized that the obligations imposed by these measures should also be extended to government agencies in Hawaii, and amended the bills accordingly. Government accountability will require further guidance to implement, however, and the Task Force would need to focus on additional issues raised by S.B. No. 2158 and S.B. No. 2293 during the coming year, with further recommendations to the 2007 Legislature.

“Although S.B. No. 2157, S.D. 1, is not a part of the package of bills being voted on today, it remains an important part of the identity theft package. It provided funding for a review of the best means of safeguarding personal information collected by government agencies, and further anti-ID theft initiatives to be undertaken by the Attorney General’s High Tech Crime Unit. The House companion measure, H.B. No. 3244, H.D. 1, has already arrived in the Senate, and will become our vehicle for funding to implement the Identity Theft Task Force’s recommendations.

“Collectively, these measures, provide both a strong foundation in the State’s fight against identity theft, and valuable resources that Hawaii residents can use to protect themselves from financial harm if their financial or personal information is compromised.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2601 was adopted and S.B. No. 2289, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CONSUMER CREDIT REPORTING AGENCIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2604 (S.B. No. 2133, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2604 was adopted and S.B. No. 2133, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2606 (S.B. No. 2328, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2606 was adopted and S.B. No. 2328, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO NOTICE TO FOSTER PARENTS FOR CHAPTER 587, HAWAII REVISED STATUTES, CHILD

PROTECTIVE ACT HEARINGS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2610 (S.B. No. 2479):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2610 was adopted and S.B. No. 2479, entitled: “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2050:

On motion by Senator Inouye, seconded by Senator Espero and carried, S.B. No. 2050, entitled: “A BILL FOR AN ACT RELATING TO DEFINITION OF NEIGHBORHOOD ELECTRIC VEHICLE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2456, S.D. 1:

On motion by Senator Inouye, seconded by Senator Espero and carried, S.B. No. 2456, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MOTOR VEHICLES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2620 (S.B. No. 2486, S.D. 2):

On motion by Senator Inouye, seconded by Senator Espero and carried, Stand. Com. Rep. No. 2620 was adopted and S.B. No. 2486, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO INVASIVE SPECIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2623 (S.B. No. 2215, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2623 was adopted and S.B. No. 2215, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS WHILE OPERATING A MOTOR VEHICLE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2624 (S.B. No. 2290, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 2624 be adopted and S.B. No. 2290, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Fukunaga requested her remarks be inserted into the Journal, and the Chair having so ordered, Senator Fukunaga’s remarks read as follows:

“These measures are part of a package of identity theft bills that have evolved from the work of the Hawaii Anti-Phishing Task Force, established by Act 65, Session Laws of Hawaii 2005, to develop state policy on how best to prevent further occurrences of phishing and other forms of electronic commerce-based crimes in the State. The Task Force examined state agencies charged with the responsibility of developing policies, procedures and operations to prevent, monitor, and enforce electronic commerce-based criminal activities and sanctions; reviewed other jurisdictions’ activities, policies, and laws related to the prevention of electronic commerce-based crimes; and reviewed a range of options available to deter electronic commerce-based crimes from occurring in the State.

“Through this process the Task Force broadened the scope of its research – and recommendations – to address the rapidly escalating problem of identity theft. Today, National Public Radio began a series on privacy with an interview with a man who discovered his roommate had stolen his social security number, credit card information, and names of family members. It is a story too often heard, and it rarely has a happy ending.

“The purpose of the bills heard in the Senate over the past few weeks – and the House has addressed similar issues – is to provide greater protection from identity theft for the residents of Hawaii through a variety of ways:

S.B. No. 2158, S.D. 2 requires that the first five digits of an individual’s social security number contained in family court records or judgments affecting title to land be redacted before the records or judgments are released for public inspection. Although this measure is still a work in progress, I believe that the commitment between the executive branch, private sector, legislature and other interested parties to find an appropriate balance between protecting personal information and minimizing the impact upon individual departments will ultimately produce a solid bill.

S.B. No. 2159, S.D. 2 increases penalties for identity theft and makes it a crime to intentionally or knowingly possess the confidential personal information of another.

S.B. No. 2289, S.D. 2 allows consumers who are victims of identity theft to place a security freeze on their credit reports, which will prohibit a consumer reporting agency from releasing any information to unauthorized parties without the consumer’s express authorization and will provide consumers more control over who has access to their credit report.

S.B. No. 2290, S.D. 2 requires businesses and government agencies that experience a security breach to notify affected citizens of the breach.

S.B. No. 2292, S.D. 2 requires businesses and government agencies that maintain or possess personal information of Hawaii residents protect against unauthorized access to or use of the information after its disposal by destroying the personal information.

S.B. No. 2293, S.D. 2 requires businesses and government agencies – subject to limited exceptions – from disclosing an individual’s social security number (SSN) to the general public; printing the SSN on an identification card or in mailings to customers; and requiring the transmission of a SSN to third parties without the individual’s written consent unless the third party needs the information for a legitimate purpose.

“S.B. No. 2290, S.B. No. 2292, and S.B. No. 2293 originally imposed requirements only on businesses, but early in the

hearing process, the Legislature and most testifiers recognized that the obligations imposed by these measures should also be extended to government agencies in Hawaii, and amended the bills accordingly. Government accountability will require further guidance to implement, however, and the Task Force would need to focus on additional issues raised by S.B. No. 2158 and S.B. No. 2293 during the coming year, with further recommendations to the 2007 Legislature.

“Although S.B. No. 2157, S.D. 1, is not a part of the package of bills being voted on today, it remains an important part of the identity theft package. It provided funding for a review of the best means of safeguarding personal information collected by government agencies, and further anti-ID theft initiatives to be undertaken by the Attorney General’s High Tech Crime Unit. The House companion measure, H.B. No. 3244, H.D. 1, has already arrived in the Senate, and will become our vehicle for funding to implement the Identity Theft Task Force’s recommendations.

“Collectively, these measures, provide both a strong foundation in the State’s fight against identity theft, and valuable resources that Hawaii residents can use to protect themselves from financial harm if their financial or personal information is compromised.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2624 was adopted and S.B. No. 2290, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PROTECTION FROM SECURITY BREACHES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2625 (S.B. No. 2430, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2625 was adopted and S.B. No. 2430, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ELECTION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2626 (S.B. No. 2733, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2626 was adopted and S.B. No. 2733, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2345, S.D. 1:

On motion by Senator English, seconded by Senator Hanabusa and carried, S.B. No. 2345, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE UNIFORM ENVIRONMENTAL COVENANTS ACT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 3072, S.D. 1:

On motion by Senator Kanno, seconded by Senator Menor and carried, S.B. No. 3072, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 679, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 679, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO TESTIMONY OF DEFENDANTS IN CRIMINAL CASES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2243, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2243, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BIOLOGICAL EVIDENCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2636 (S.B. No. 2159, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 2636 be adopted and S.B. No. 2159, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Fukunaga requested her remarks be inserted into the Journal, and the Chair having so ordered, Senator Fukunaga's remarks read as follows:

"These measures are part of a package of identity theft bills that have evolved from the work of the Hawaii Anti-Phishing Task Force, established by Act 65, Session Laws of Hawaii 2005, to develop state policy on how best to prevent further occurrences of phishing and other forms of electronic commerce-based crimes in the State. The Task Force examined state agencies charged with the responsibility of developing policies, procedures and operations to prevent, monitor, and enforce electronic commerce-based criminal activities and sanctions; reviewed other jurisdictions' activities, policies, and laws related to the prevention of electronic commerce-based crimes; and reviewed a range of options available to deter electronic commerce-based crimes from occurring in the State.

"Through this process the Task Force broadened the scope of its research – and recommendations – to address the rapidly escalating problem of identity theft. Today, National Public Radio began a series on privacy with an interview with a man who discovered his roommate had stolen his social security number, credit card information, and names of family members. It is a story too often heard, and it rarely has a happy ending.

"The purpose of the bills heard in the Senate over the past few weeks – and the House has addressed similar issues – is to provide greater protection from identity theft for the residents of Hawaii through a variety of ways:

S.B. No. 2158, S.D. 2 requires that the first five digits of an individual's social security number contained in family court records or judgments affecting title to land be redacted before the records or judgments are released for public

inspection. Although this measure is still a work in progress, I believe that the commitment between the executive branch, private sector, legislature and other interested parties to find an appropriate balance between protecting personal information and minimizing the impact upon individual departments will ultimately produce a solid bill.

S.B. No. 2159, S.D. 2 increases penalties for identity theft and makes it a crime to intentionally or knowingly possess the confidential personal information of another.

S.B. No. 2289, S.D. 2 allows consumers who are victims of identity theft to place a security freeze on their credit reports, which will prohibit a consumer reporting agency from releasing any information to unauthorized parties without the consumer's express authorization and will provide consumers more control over who has access to their credit report.

S.B. No. 2290, S.D. 2 requires businesses and government agencies that experience a security breach to notify affected citizens of the breach.

S.B. No. 2292, S.D. 2 requires businesses and government agencies that maintain or possess personal information of Hawaii residents protect against unauthorized access to or use of the information after its disposal by destroying the personal information.

S.B. No. 2293, S.D. 2 requires businesses and government agencies – subject to limited exceptions – from disclosing an individual's social security number (SSN) to the general public; printing the SSN on an identification card or in mailings to customers; and requiring the transmission of a SSN to third parties without the individual's written consent unless the third party needs the information for a legitimate purpose.

"S.B. No. 2290, S.B. No. 2292, and S.B. No. 2293 originally imposed requirements only on businesses, but early in the hearing process, the Legislature and most testifiers recognized that the obligations imposed by these measures should also be extended to government agencies in Hawaii, and amended the bills accordingly. Government accountability will require further guidance to implement, however, and the Task Force would need to focus on additional issues raised by S.B. No. 2158 and S.B. No. 2293 during the coming year, with further recommendations to the 2007 Legislature.

"Although S.B. No. 2157, S.D. 1, is not a part of the package of bills being voted on today, it remains an important part of the identity theft package. It provided funding for a review of the best means of safeguarding personal information collected by government agencies, and further anti-ID theft initiatives to be undertaken by the Attorney General's High Tech Crime Unit. The House companion measure, H.B. No. 3244, H.D. 1, has already arrived in the Senate, and will become our vehicle for funding to implement the Identity Theft Task Force's recommendations.

"Collectively, these measures, provide both a strong foundation in the State's fight against identity theft, and valuable resources that Hawaii residents can use to protect themselves from financial harm if their financial or personal information is compromised."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2636 was adopted and S.B. No. 2159, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO IDENTITY THEFT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2638 (S.B. No. 2551, S.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2638 was adopted and S.B. No. 2551, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2639 (S.B. No. 2615, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2639 was adopted and S.B. No. 2615, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2642 (S.B. No. 2559, S.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2642 was adopted and S.B. No. 2559, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ETHICS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2737, S.D. 1:

On motion by Senator Kokubun, seconded by Senator Hooser and carried, S.B. No. 2737, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MARINE INVERTEBRATES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2887, S.D. 1:

On motion by Senator Sakamoto, seconded by Senator Kanno and carried, S.B. No. 2887, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2574, S.D. 1:

On motion by Senator Kokubun, seconded by Senator Hooser and carried, S.B. No. 2574, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 3065, S.D. 1:

On motion by Senator Menor, seconded by Senator Baker and carried, S.B. No. 3065, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ONE CALL CENTER ADVISORY

COMMITTEE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2224:

On motion by Senator Menor, seconded by Senator Baker and carried, S.B. No. 2224, entitled: "A BILL FOR AN ACT RELATING TO CREDIT SALES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2295:

On motion by Senator Menor, seconded by Senator Baker and carried, S.B. No. 2295, entitled: "A BILL FOR AN ACT RELATING TO PRINCIPAL PRIVATE DETECTIVES AND GUARDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2299:

On motion by Senator Menor, seconded by Senator Baker and carried, S.B. No. 2299, entitled: "A BILL FOR AN ACT RELATING TO INVESTIGATIVE ACCESS FOR UNLICENSED ACTIVITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2280:

On motion by Senator Menor, seconded by Senator Baker and carried, S.B. No. 2280, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 3278, S.D. 1:

On motion by Senator Menor, seconded by Senator Baker and carried, S.B. No. 3278, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2660 (S.B. No. 2194):

On motion by Senator Menor, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2660 was adopted and S.B. No. 2194, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM EMPLOYEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2661 (S.B. No. 2459):

On motion by Senator Menor, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2661 was adopted and S.B.

No. 2459, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS ON PUBLIC PROPERTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2762, S.D. 1:

On motion by Senator Menor, seconded by Senator Baker and carried, S.B. No. 2762, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2283, S.D. 1:

On motion by Senator Menor, seconded by Senator Baker and carried, S.B. No. 2283, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2470, S.D. 1:

On motion by Senator Menor, seconded by Senator Baker and carried, S.B. No. 2470, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LANDLORD-TENANT CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2018, S.D. 1:

On motion by Senator Menor, seconded by Senator Baker and carried, S.B. No. 2018, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2294, S.D. 1:

On motion by Senator Menor, seconded by Senator Baker and carried, S.B. No. 2294, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AN INACTIVE STATUS FOR PROFESSIONAL AND VOCATIONAL LICENSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 3049, S.D. 1:

On motion by Senator Kokubun, seconded by Senator Baker and carried, S.B. No. 3049, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HONEY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2276, S.D. 1:

On motion by Senator Menor, seconded by Senator Baker and carried, S.B. No. 2276, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2109, S.D. 1:

On motion by Senator Menor, seconded by Senator Baker and carried, S.B. No. 2109, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2454, S.D. 1:

On motion by Senator Menor, seconded by Senator Baker and carried, S.B. No. 2454, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OUT-OF-STATE SALES OF TIME SHARE INTERESTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 173, S.D. 2:

On motion by Senator Menor, seconded by Senator Baker and carried, S.B. No. 173, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2688 (S.B. No. 2051):

On motion by Senator Menor, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2688 was adopted and S.B. No. 2051, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER LICENSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2689 (S.B. No. 2065, S.D. 2):

On motion by Senator Menor, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2689 was adopted and S.B. No. 2065, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REGISTRATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2691 (S.B. No. 2226):

On motion by Senator Menor, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2691 was adopted and S.B. No. 2226, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2692 (S.B. No. 2227, S.D. 2):

On motion by Senator Menor, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2692 was adopted and S.B. No. 2227, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2693 (S.B. No. 2293, S.D. 2):

Senator Menor moved that Stand. Com. Rep. No. 2693 be adopted and S.B. No. 2293, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Fukunaga.

Senator Fukunaga requested her remarks be inserted into the Journal, and the Chair having so ordered, Senator Fukunaga's remarks read as follows:

"These measures are part of a package of identity theft bills that have evolved from the work of the Hawaii Anti-Phishing Task Force, established by Act 65, Session Laws of Hawaii 2005, to develop state policy on how best to prevent further occurrences of phishing and other forms of electronic commerce-based crimes in the State. The Task Force examined state agencies charged with the responsibility of developing policies, procedures and operations to prevent, monitor, and enforce electronic commerce-based criminal activities and sanctions; reviewed other jurisdictions' activities, policies, and laws related to the prevention of electronic commerce-based crimes; and reviewed a range of options available to deter electronic commerce-based crimes from occurring in the State.

"Through this process the Task Force broadened the scope of its research – and recommendations – to address the rapidly escalating problem of identity theft. Today, National Public Radio began a series on privacy with an interview with a man who discovered his roommate had stolen his social security number, credit card information, and names of family members. It is a story too often heard, and it rarely has a happy ending.

"The purpose of the bills heard in the Senate over the past few weeks – and the House has addressed similar issues – is to provide greater protection from identity theft for the residents of Hawaii through a variety of ways:

S.B. No. 2158, S.D. 2 requires that the first five digits of an individual's social security number contained in family court records or judgments affecting title to land be redacted before the records or judgments are released for public inspection. Although this measure is still a work in progress, I believe that the commitment between the executive branch, private sector, legislature and other interested parties to find an appropriate balance between protecting personal information and minimizing the impact upon individual departments will ultimately produce a solid bill.

S.B. No. 2159, S.D. 2 increases penalties for identity theft and makes it a crime to intentionally or knowingly possess the confidential personal information of another.

S.B. No. 2289, S.D. 2 allows consumers who are victims of identity theft to place a security freeze on their credit reports, which will prohibit a consumer reporting agency from releasing any information to unauthorized parties without the consumer's express authorization and will provide consumers more control over who has access to their credit report.

S.B. No. 2290, S.D. 2 requires businesses and government agencies that experience a security breach to notify affected citizens of the breach.

S.B. No. 2292, S.D. 2 requires businesses and government agencies that maintain or possess personal information of Hawaii residents protect against unauthorized access to or use of the information after its disposal by destroying the personal information.

S.B. No. 2293, S.D. 2 requires businesses and government agencies – subject to limited exceptions – from disclosing an individual's social security number (SSN) to the general public; printing the SSN on an identification card or in mailings to customers; and requiring the transmission of a SSN to third parties without the individual's written consent unless the third party needs the information for a legitimate purpose.

"S.B. No. 2290, S.B. No. 2292, and S.B. No. 2293 originally imposed requirements only on businesses, but early in the hearing process, the Legislature and most testifiers recognized that the obligations imposed by these measures should also be extended to government agencies in Hawaii, and amended the bills accordingly. Government accountability will require further guidance to implement, however, and the Task Force would need to focus on additional issues raised by S.B. No. 2158 and S.B. No. 2293 during the coming year, with further recommendations to the 2007 Legislature.

"Although S.B. No. 2157, S.D. 1, is not a part of the package of bills being voted on today, it remains an important part of the identity theft package. It provided funding for a review of the best means of safeguarding personal information collected by government agencies, and further anti-ID theft initiatives to be undertaken by the Attorney General's High Tech Crime Unit. The House companion measure, H.B. No. 3244, H.D. 1, has already arrived in the Senate, and will become our vehicle for funding to implement the Identity Theft Task Force's recommendations.

"Collectively, these measures, provide both a strong foundation in the State's fight against identity theft, and valuable resources that Hawaii residents can use to protect themselves from financial harm if their financial or personal information is compromised."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2693 was adopted and S.B. No. 2293, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SECURITY NUMBER PROTECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2694 (S.B. No. 2296, S.D. 1):

On motion by Senator Menor, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2694 was adopted and S.B. No. 2296, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NURSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2695 (S.B. No. 2297, S.D. 1):

On motion by Senator Menor, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2695 was adopted and S.B.

No. 2297, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH COUNSELORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2700 (S.B. No. 3231, S.D. 2):

On motion by Senator Menor, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2700 was adopted and S.B. No. 3231, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL LICENSURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2703 (S.B. No. 333, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2703 was adopted and S.B. No. 333, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2708 (S.B. No. 2651, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2708 was adopted and S.B. No. 2651, S.D. 1, entitled: "A BILL FOR AN ACT WAIPAHU CENTENNIAL MEMORIAL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2709 (S.B. No. 2806, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2709 was adopted and S.B. No. 2806, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE PROCEEDINGS ON THE INTERNET," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2712 (S.B. No. 3111, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 2712 be adopted and S.B. No. 3111, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Tsutsui rose and said:

"Mr. President, I'd like to insert comments into the Journal on Stand. Com. Rep. No. 2712 in support."

The Chair having so ordered, Senator Tsutsui's remarks read as follows:

"Mr. President, I rise in support.

"Congresswoman Mink became the first Asian-American woman to be elected to the Hawaii Territorial House, the first woman of color elected to the Congress, the first Asian-

American elected to the U.S. House of Representatives and the first Asian-American woman to practice law in Hawaii.

"And as a father of two young girls, It is my hope that by honoring her legacy – we will continue in her drive to open the many doors that to this day remain either closed or obstructed to women and girls.

"Colleagues, Mink is celebrated as one of America's most important civil rights leaders, especially for co-authoring Title IX of the Educational Amendments of 1972, which led to expanded opportunities for women and girls in athletics and academics and to this day, preserves the rights of all genders. In her honor, the Congress renamed the landmark legislation as the Patsy T. Mink Equal Opportunity in Education Act.

"For her contributions towards equal rights in the country, the Congress commissioned a likeness of her image to be forever placed in the halls of the U.S. Capitol building.

"Members, it is important to note that the U.S. Department of Education in a report titled, Title IX: 25 Years of Progress, wrote 'Even today as we acknowledge the many advances women have made in academics, employment and athletics, we still need to recognize some dismaying facts in our efforts to achieve equity. While sex discrimination is no longer routinely accepted in education and has been prohibited since Title IX became law, the incidences of sexual harassment and assault that are continually reported show that freedom from threats to learning still has not been achieved.'

"The report went on to state, 'Although women earn half of all college degrees, they are less likely than men to earn bachelor's degrees in computer science, engineering, physical sciences, or mathematics. At still higher levels of education, they account for only 17 percent of doctoral degrees in math and physical science, 14 percent of doctoral degrees in computer science and 7 percent of doctoral degrees in engineering. This gap takes on more significance still in the labor market where salaries are among the highest in mathematics/computer science and engineering – fields in which women are underrepresented. Without more equity in these fields at all levels, women will remain at the low end of positions and the pay scale in the information age.

"At the high school level, there are still about 24,000 more boys' varsity teams than girls' teams; in college, women receive only one-third of all athletic scholarships; and, overall operating expenditures for women's college sports programs grew only 89 percent, compared to 139 percent for men, representing only 23 percent of the total operating expenses.

"Even though women make up half of the labor market, not only are they underrepresented in jobs in scientific fields, but they are often paid less than men and despite women's large gains toward equal educational attainment and their accompanying gains in labor force participation, their earnings are only 80 percent of the earnings of their male counterparts with the same education – respectively, for graduates of four-year colleges.'

"A pioneer. A trailblazer. She was a very special daughter of Hawaii and with the state honoring her memory and service; we will continue to remind a nation of the importance of equality, peace and social justice. Further reminding Americans that regardless of gender, all Americans are entitled to equal access to quality education, to compete in athletics, and to work a job or profession for which they are qualified.

"I urge your support. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2712 was adopted and S.B. No. 3111, S.D. 1, entitled: "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO RECOGNIZE AND HONOR CONGRESSWOMAN PATSY T. MINK," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2715 (S.B. No. 3120, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2715 was adopted and S.B. No. 3120, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2716 (S.B. No. 3121, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2716 was adopted and S.B. No. 3121, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2719 (S.B. No. 2433, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2719 was adopted and S.B. No. 2433, S.D. 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CAREER CRIMINAL PROSECUTION UNITS AND VICTIM WITNESS ASSISTANCE PROGRAMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2721 (S.B. No. 3168, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2721 was adopted and S.B. No. 3168, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF REAL PROPERTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2722 (S.B. No. 1294, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2722 was adopted and S.B. No. 1294, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND TRUST REVENUES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2723 (S.B. No. 1311, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2723 was adopted and S.B. No. 1311, S.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO DISPOSITION OF CONVICTED DEFENDANTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2725 (S.B. No. 2593):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2725 was adopted and S.B. No. 2593, entitled: "A BILL FOR AN ACT RELATING TO COURT FEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2726 (S.B. No. 2598):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2726 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," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2727 (S.B. No. 2606):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2727 was adopted and S.B. No. 2606, entitled: "A BILL FOR AN ACT RELATING TO BAIL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2730 (S.B. No. 2935, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2730 was adopted and S.B. No. 2935, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE DEPARTMENT OF HAWAIIAN HOME LANDS AND MAKING AN APPROPRIATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2734 (S.B. No. 2948, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2734 was adopted and S.B. No. 2948, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND TRUST," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2738 (S.B. No. 2965, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2738 was adopted and S.B. No. 2965, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL APPROPRIATIONS ACT

OF 2005," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2742 (S.B. No. 2132, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2742 was adopted and S.B. No. 2132, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PERINATAL CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2743 (S.B. No. 2141, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2743 was adopted and S.B. No. 2141, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SEX ASSAULT SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2744 (S.B. No. 2329, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2744 was adopted and S.B. No. 2329, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCREASING CAPACITY FOR HOME AND COMMUNITY-BASED LONG-TERM CARE SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2745 (S.B. No. 2337, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2745 was adopted and S.B. No. 2337, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE ADULT MENTAL HEALTH DIVISION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2746 (S.B. No. 2339, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2746 was adopted and S.B. No. 2339, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE EMERGENCY MEDICAL SERVICES SYSTEM BRANCH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2747 (S.B. No. 2340, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2747 was adopted and S.B. No. 2340, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR EARLY

INTERVENTION SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2748 (S.B. No. 2347, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2748 was adopted and S.B. No. 2347, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE FAMILY HEALTH SERVICES DIVISION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2749 (S.B. No. 2348, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2749 was adopted and S.B. No. 2348, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR PANDEMIC INFLUENZA PREPAREDNESS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2750 (S.B. No. 2364, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2750 was adopted and S.B. No. 2364, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ALCOHOL AND SUBSTANCE ABUSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2751 (S.B. No. 2502, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2751 was adopted and S.B. No. 2502, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DONATED DENTAL SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2752 (S.B. No. 2504, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2752 was adopted and S.B. No. 2504, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2753 (S.B. No. 2505, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2753 was adopted and S.B. No. 2505, S.D. 2, entitled: "A BILL FOR AN ACT MAKES APPROPRIATIONS FOR SCHOOL-BASED SUBSTANCE ABUSE TREATMENT PROGRAMS FOR

ADOLESCENTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2754 (S.B. No. 2577, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2754 was adopted and S.B. No. 2577, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WAIANAE COAST COMPREHENSIVE HEALTH CENTER,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2755 (S.B. No. 2630, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2755 was adopted and S.B. No. 2630, S.D. 2, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DEVELOPMENTAL DISABILITIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2756 (S.B. No. 2725, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2756 was adopted and S.B. No. 2725, S.D. 2, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HEALTHY START,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2757 (S.B. No. 2727, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2757 was adopted and S.B. No. 2727, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO NEUROTRAUMA,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2758 (S.B. No. 2729, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2758 was adopted and S.B. No. 2729, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DENTISTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2760 (S.B. No. 2898, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2760 was adopted and S.B. No. 2898, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PROCUREMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2762 (S.B. No. 3146, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2762 be adopted and S.B. No. 3146, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Hooser rose and said:

“Mr. President, I’d like to submit remarks in support of Stand. Com. Rep. No. 2762, which is S.B. No. 3146. These are remarks in support and making suggestions for improvements.”

The Chair having so ordered, Senator Hooser’s remarks read as follows:

“Intra-island aeromedical services for rural Oahu are necessary for the health and safety of our residents and visitors. It is also a state-wide matter of public safety. For the past 31 years, the United States Army’s 68th Medical Company’s Medical Assistance to Safety and Traffic (MAST) helicopters have provided a no cost aeromedical service to rural Oahu.

“I am in strong support of S.B. No. 3146 which appropriates funds for the Department of Health to contract with a government agency, U.S. military branch, or private entity to provide intra-island roto-wing aeromedical services for rural Oahu. In addition, this legislation provides matching funds for the County of Hawaii for dedicated EMS personnel to staff the aeromedical helicopter unit on the island of Hawaii. While I continue to emphasize my support for this legislation and improved access to emergency services, I am concerned that the island of Kauai will also be negatively impacted by the loss of the MAST aeromedical service.

“As we all know, access to emergency services and quality health care for residents of neighbor islands and rural Oahu is a pressing concern that must be addressed this legislative session. There is a wide disparity in the delivery of and access to emergency medical services between rural and urban areas. This disparity is attributable to factors such as the availability of professional service providers, geographic barriers, and resource constraints. Such factors pose challenges for the provision of adequate care and treatment to patients from the time to first response through emergency treatment. EMS response time in rural areas is often twice that of urban areas a statistic that attests to the increased mortality rate for people residing in rural areas.

“As the time lapsed between the initial call for aid until the treatment of the patient in the hospital may be critical to survival for our neighbor island residents. For all these reasons, I encourage you, my colleagues to vote in support of this Bill and of providing improved access and often life-saving access to high-quality emergency health services for the people of our islands. For these reasons, I strongly encourage the admission of services for Kauai into the service coverage of this Bill.

“I thank you for attending to the health of those who, like myself, make their home on a neighbor island.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2762 was adopted and S.B. No. 3146, S.D. 2, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY MEDICAL SERVICES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2765 (S.B. No. 3272, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2765 was adopted and S.B. No. 3272, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE REIMBURSEMENT TO THE COUNTIES FOR THE ISSUANCE OF PARKING PLACARDS TO PERSONS WITH DISABILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2766 (S.B. No. 3283, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2766 was adopted and S.B. No. 3283, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2767 (S.B. No. 2150, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2767 was adopted and S.B. No. 2150, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BOATING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2768 (S.B. No. 2542, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2768 was adopted and S.B. No. 2542, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2769 (S.B. No. 2709, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2769 was adopted and S.B. No. 2709, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2770 (S.B. No. 2985, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2770 was adopted and S.B. No. 2985, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2773 (S.B. No. 2189, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2773 was adopted

and S.B. No. 2189, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COMMISSION ON FATHERHOOD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2774 (S.B. No. 2323, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2774 was adopted and S.B. No. 2323, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL REVENUE MAXIMIZATION IN THE JUDICIARY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2775 (S.B. No. 2333, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2775 was adopted and S.B. No. 2333, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR GENERAL ASSISTANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2776 (S.B. No. 2334, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2776 was adopted and S.B. No. 2334, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE HAWAII YOUTH CORRECTIONAL FACILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2777 (S.B. No. 2461, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2777 was adopted and S.B. No. 2461, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GRANTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2778 (S.B. No. 2474, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2778 was adopted and S.B. No. 2474, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POST-FOSTER CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2779 (S.B. No. 2507, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2779 was adopted and S.B. No. 2507, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," having been read

throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2780 (S.B. No. 2563, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2780 was adopted and S.B. No. 2563, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SAGE PLUS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2781 (S.B. No. 2617, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2781 was adopted and S.B. No. 2617, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY ASSISTANCE FOR NEEDY FAMILIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2782 (S.B. No. 2713, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2782 was adopted and S.B. No. 2713, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY IDENTIFICATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2783 (S.B. No. 2724, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2783 was adopted and S.B. No. 2724, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2785 (S.B. No. 3003, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2785 was adopted and S.B. No. 3003, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE PHARMACY ASSISTANCE PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2786 (S.B. No. 3202, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2786 was adopted and S.B. No. 3202, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2788 (S.B. No. 3215, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2788 was adopted and S.B. No. 3215, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2789 (S.B. No. 3229, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2789 was adopted and S.B. No. 3229, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CHORE SERVICE PROGRAMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2790 (S.B. No. 3247, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2790 was adopted and S.B. No. 3247, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CARE HOMES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2791 (S.B. No. 3252, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2791 was adopted and S.B. No. 3252, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2796 (S.B. No. 2237, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2796 was adopted and S.B. No. 2237, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE RISK MANAGEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2797 (S.B. No. 2488, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2797 was adopted and S.B. No. 2488, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2799 (S.B. No. 2662, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2799 was adopted and S.B. No. 2662, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO TRANSPORTATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2800 (S.B. No. 2663):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2800 was adopted and S.B. No. 2663, entitled: “A BILL FOR AN ACT RELATING TO HIGHWAYS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2801 (S.B. No. 2879, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2801 was adopted and S.B. No. 2879, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII CIVIL AIR PATROL,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2802 (S.B. No. 2882, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2802 was adopted and S.B. No. 2882, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENTS PERTAINING TO THE CIVIL AIR PATROL,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2804 (S.B. No. 2901):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2804 was adopted and S.B. No. 2901, entitled: “A BILL FOR AN ACT RELATING TO HIGHWAY IMPACT FEES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2807 (S.B. No. 2145, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2807 was adopted and S.B. No. 2145, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE ENVIRONMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2813 (S.B. No. 3186, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2813 was adopted and S.B. No. 3186, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ENERGY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2814 (S.B. No. 3187, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2814 was adopted and S.B. No. 3187, S.D. 1, entitled: “A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR ENERGY EFFICIENCY IN STATE FACILITIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2816 (S.B. No. 2090, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2816 was adopted and S.B. No. 2090, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2817 (S.B. No. 2155, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2817 was adopted and S.B. No. 2155, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2818 (S.B. No. 2235, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2818 was adopted and S.B. No. 2235, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DEPARTMENT OF AGRICULTURE LOANS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2820 (S.B. No. 2417, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2820 was adopted and S.B. No. 2417, S.D. 2, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION TO ERADICATE AND CONTROL THE COQUI FROG,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2821 (S.B. No. 2476, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2821 was adopted and S.B. No. 2476, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2822 (S.B. No. 2478, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2822 was adopted and S.B. No. 2478, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AGRICULTURAL RESEARCH AND MARKET DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2823 (S.B. No. 2480, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2823 was adopted and S.B. No. 2480, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WASTEWATER MANAGEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2824 (S.B. No. 2482, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2824 was adopted and S.B. No. 2482, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LAND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2825 (S.B. No. 2484, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2825 was adopted and S.B. No. 2484, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR VOG MONITORING STATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2826 (S.B. No. 2485, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2826 was adopted and S.B. No. 2485, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2827 (S.B. No. 2493, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2827 was adopted and S.B. No. 2493, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2829 (S.B. No. 2575, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2829 was adopted

and S.B. No. 2575, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A BASELINE ENVIRONMENTAL STUDY OF THE WAIANAE COAST OCEAN AREA," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2830 (S.B. No. 2753, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2830 was adopted and S.B. No. 2753, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OPERATION AND MAINTENANCE OF THE EAST KAUAI IRRIGATION SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2832 (S.B. No. 2984, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2832 was adopted and S.B. No. 2984, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE KIKALA-KEOKEA HOUSING REVOLVING FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2835 (S.B. No. 3078, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2835 was adopted and S.B. No. 3078, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2836 (S.B. No. 3084, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2836 was adopted and S.B. No. 3084, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2837 (S.B. No. 3086, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2837 was adopted and S.B. No. 3086, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LEASES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2838 (S.B. No. 3096, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2838 was adopted and S.B. No. 3096, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE

AGRICULTURAL WATER USE AND DEVELOPMENT PLAN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2839 (S.B. No. 3098, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2839 was adopted and S.B. No. 3098, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2840 (S.B. No. 3138):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2840 was adopted and S.B. No. 3138, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PREPARATION OF THE 2050 SUSTAINABILITY PLAN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2841 (S.B. No. 3147, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2841 was adopted and S.B. No. 3147, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PURCHASE OF WAIMEA VALLEY, OAHU," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2844 (S.B. No. 301, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2844 was adopted and S.B. No. 301, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2845 (S.B. No. 304, S.D. 3):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2845 was adopted and S.B. No. 304, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2847 (S.B. No. 2021, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2847 was adopted and S.B. No. 2021, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," having been read throughout,

passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2849 (S.B. No. 2272):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2849 was adopted and S.B. No. 2272, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2850 (S.B. No. 2273, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2850 was adopted and S.B. No. 2273, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2851 (S.B. No. 2274, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2851 was adopted and S.B. No. 2274, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2865 (S.B. No. 3090, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2865 was adopted and S.B. No. 3090, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STANDARDIZED FORMS FOR WORKERS' COMPENSATION HEALTH CARE PROVIDERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2867 (S.B. No. 1659, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2867 was adopted and S.B. No. 1659, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2868 (S.B. No. 2071, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2868 was adopted and S.B. No. 2071, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STIPENDS FOR ASSISTANT ATHLETIC DIRECTORS AND COACHES EMPLOYED BY THE DEPARTMENT OF EDUCATION,"

having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2871 (S.B. No. 2305, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2871 was adopted and S.B. No. 2305, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VETERANS' SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2872 (S.B. No. 2587, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2872 was adopted and S.B. No. 2587, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2874 (S.B. No. 2650, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2874 was adopted and S.B. No. 2650, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2875 (S.B. No. 2652, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2875 was adopted and S.B. No. 2652, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2876 (S.B. No. 2704, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2876 was adopted and S.B. No. 2704, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2878 (S.B. No. 2707, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2878 was adopted and S.B. No. 2707, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2880 (S.B. No. 2718, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2880 was adopted and S.B. No. 2718, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2881 (S.B. No. 2719, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2881 was adopted and S.B. No. 2719, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2882 (S.B. No. 2720, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2882 was adopted and S.B. No. 2720, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2883 (S.B. No. 2732, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2883 was adopted and S.B. No. 2732, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE BLIND PERSONS' AND LITERACY RIGHTS AND EDUCATION ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2884 (S.B. No. 2738, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2884 was adopted and S.B. No. 2738, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS TO SUPPLEMENT ANY SHORTFALL TO ACQUIRE LAND TO EXPAND KAHUKU HIGH AND INTERMEDIATE SCHOOL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2885 (S.B. No. 2821, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2885 was adopted and S.B. No. 2821, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LIBRARIAN POSITIONS AT WAIALUA LIBRARY AND KAHUKU PUBLIC SCHOOL LIBRARY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2887 (S.B. No. 2838, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2887 was adopted and S.B. No. 2838, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COMPREHENSIVE SCHOOL ALIENATION PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2891 (S.B. No. 2980, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2891 was adopted and S.B. No. 2980, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2892 (S.B. No. 3054, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2892 was adopted and S.B. No. 3054, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2894 (S.B. No. 3093, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2894 was adopted and S.B. No. 3093, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2897 (S.B. No. 3136, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2897 was adopted and S.B. No. 3136, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR SAINT LOUIS SCHOOL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2900 (S.B. No. 3197, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2900 was adopted and S.B. No. 3197, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SUBSTITUTE TEACHERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2903 (S.B. No. 2076, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2903 was adopted and S.B. No. 2076, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LEASEHOLD CONVERSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2905 (S.B. No. 2239, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2905 was adopted and S.B. No. 2239, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE WIRELESS ENHANCED 911 BOARD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2906 (S.B. No. 2248, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2906 was adopted and S.B. No. 2248, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SOLICITATION OF FUNDS FOR CHARITABLE PURPOSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2907 (S.B. No. 2282, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2907 was adopted and S.B. No. 2282, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2908 (S.B. No. 2499, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2908 was adopted and S.B. No. 2499, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2909 (S.B. No. 2545, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2909 was adopted and S.B. No. 2545, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2910 (S.B. No. 2571):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2910 was adopted and S.B. No. 2571, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII STATE

CONSTITUTION RELATING TO SPECIAL PURPOSE REVENUE BONDS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2911 (S.B. No. 2125, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2911 was adopted and S.B. No. 2125, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAX CREDITS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2912 (S.B. No. 2572, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2912 was adopted and S.B. No. 2572, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2913 (S.B. No. 2773, S.D. 3):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2913 was adopted and S.B. No. 2773, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

THIRD READING

MATTERS DEFERRED FROM THURSDAY, MARCH 2, 2006

S.B. No. 2148, S.D. 1:

Senator Hanabusa moved that S.B. No. 2148, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Hemmings rose to speak in favor of the measure as follows:

“Mr. President, I rise to speak in favor of Stand. Com. Rep. No. 2543 regarding S.B. No. 2148, S.D. 1.

“It’s been a longstanding policy of many of us on the right side of the aisle to support the concept of an elected attorney general. We find it rather ironic, now that the partisan label of the Governor has changed, that the Majority Party is now joining in the call for doing so. But that seems to be the example rather than the exception in these last several years.

“There’s another issue that we want to address and rather paradoxically in addressing this particular bill and the subsequent six additional constitutional amendments that are going to be offered today, that once again the Minority Party is calling for a constitutional convention to address what many consider our obsolete and dysfunctional state constitution. To validate this call, we do note that there are six additional constitutional amendments being offered today. In the course

of the last two Sessions of this biennium, there have been 106 amendments offered by this Legislature – 45 in the Senate and 61 in the House. So indeed it seems the majority of Legislators feel that the constitution needs dramatic amending. Rather than piecemeal doing it, maybe a constitutional convention’s time has come.

“Also, we want to make note that the structure of the constitution has allowed in the last several years for extraordinary judicial activism where law is being made by Supreme Court Justices and we in fact have to convene the Legislature and amend their judicial activism by specific laws because of the liberally construed constitution.

“The third issue is the constitution itself and its structure. Though probably well-meaning in 1978, if you look at the Constitution of the State of Hawaii, it is, like the Hawaii Revised Statutes or city ordinances with very specific issues such as public health and welfare, care of handicap persons, public assistance, economic security, housing . . .”

Senator Hanabusa interjected:

“Mr. President, point of order. I’d like to ask that the speaker across the aisle keep his comments to S.B. No. 2148, which is about a constitutional amendment for the election of the attorney general.

“I’m very familiar with this bill, being the introducer, and I don’t remember talking about health and everything else in that. So please ask the speaker to keep his comments to the bill at hand. Thank you, Mr. President.”

Senator Hemmings then stated:

“Thank you, Mr. President, and thank you, good Senator from Waianae. The necessity of talking about this is the very fact that this bill is here before us to be addressed. I’m speaking for the bill, and, in doing so, in favor of preempting necessity for constantly tinkering and fine-tuning the constitution through continued plaguing this process with constitutional amendments and the ballot processes that implement amendments.

“Therefore, I’ll conclude my remarks by reminding this Legislature that we have the opportunity to do the responsible thing for the taxpayers and people of this state by convening a constitutional convention and preempting this unnecessary redundancy and waste of energy and time and money with constitutional amendments every two years. Thank you, Mr. President.”

Senator Trimble rose in opposition and said:

“Mr. President, I rise in opposition to this measure. I offer three reasons.

“One, I’d like to see the Office of the Attorney General as our state equivalent of the Department of Justice. My concern is that if it’s an elected office, it will serve less as an office that seeks to protect the rights of the people and because of the fervor and heat of the election process we will tend to get issues and candidates that are more concerned with law enforcement issues.

“The second reason was already enumerated by the previous speaker. I think changes like this are so substantial that they shouldn’t be rushed through in a 60-day session that is considering perhaps three to four thousand other issues. It merits attention at a constitutional convention.

"The third reason I offer is, why are we doing it now? This seems like a concerted effort by sore losers to slowly dismantle the authority and the streamlined efficiency that our current state government affords. Thank you."

Senator Hanabusa rose to speak in support of the measure and stated:

"Mr. President, I rise to speak in support of S.B. No. 2148.

"Mr. President, I'd like the record to be clarified on this. First of all, the concept of an elected attorney general does not lie with the people across the aisle. I have introduced this same constitutional amendment since 1999, the first year that I have been in office. I believe, Mr. President, if we check the record on this specific constitutional amendment, you'll find that the Senate has in the past supported the amendment; it has gone over to the House and stalled there. Mr. President, it may happen again. To make a generalized statement that it is not something the members of the Majority Party have actually supported in the past and that we have no history about it and this is something that comes all of a sudden because we have a Republican Governor, is absolutely false, Mr. President.

"Mr. President, I ask you and my colleagues to support this constitutional amendment. Thank you, Mr. President."

Senator Slom rose to support the measure and said:

"Mr. President, I rise in support of the measure.

"Since I think I've been introducing these bills, also, since 1997, it is a bipartisan effort. Usually, whenever we have any kind of bill that's going to change something, we look to the other states and usually the supporters always say, well, in 27 other states they do this, in 39 other states they do that. Well, the fact of the matter is that 40 other states do in fact elect their attorney general. We elect our city prosecutor, who is our chief law enforcement officer.

"Election really is more of a transparent process. People worry about the political aspects of it, but I would rather err on the side of having the people have choices. I think there will be good choices put forward if we have an elected attorney general. I thank the good Senator from across the way in Waianae. When she was not busy in the landfill, she was able to come up with good positive legislation like this, clearing her head and so forth.

"I know we're going to pass this today, and I hope for once the House gets onboard and listens to the needs of the people. So, I strongly support the measure. Thank you."

The motion was put by the Chair and carried, S.B. No. 2148, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII CONSTITUTION RELATING TO THE ATTORNEY GENERAL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

S.B. No. 2931, S.D. 1:

Senator Hanabusa moved that S.B. No. 2931, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Trimble rose to speak in opposition as follows:

"Mr. President, I offer brief remarks in opposition to this measure.

"I think folding large portions of the Department of Public Safety into the attorney general's office again changes the focus of the office away from being a department of justice serving the needs of all the people, into a law enforcement agency. I think it is the wrong direction to move in. Thank you."

Senator Ihara rose with reservations and said:

"Mr. President, please note my reservations on this bill. I believe that it is not necessary to have this bill become effective only upon passage of a constitutional amendment for an elected attorney general. I think the transfer of security functions, at least some of them, under this bill should be allowed with the current appointed attorney general as well."

Senator Hooser rose in support with reservations and said:

"Mr. President, I rise with some reservations but in support of the bill.

"My reservations primarily revolve around the additional transferring of even greater power to this elected position. The attorney general already has significant authority and power and I have some concerns about the additional transfers of authority. Thank you."

Senator Fukunaga rose and said:

"Mr. President, please note my reservations on this bill as well."

The motion was put by the Chair and carried, S.B. No. 2931, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

THIRD READING

S.B. No. 2946, S.D. 1:

Senator Hanabusa moved that S.B. No. 2946, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Slom rose in opposition as follows:

"Mr. President, I rise in opposition to this bill.

"We have a whole series of bills that are coming up that are dedicated to taking care of and expanding the rights of prisoners. I'm going to be voting 'no' on all of these bills today.

"Over the years, I've tried to be fair and balanced. I've tried to support measures that would give additional training and abuse assessment and so forth for prisoners. But at this point, Mr. President, I am so concerned that we do not speak for, nor are we concerned about victims of crimes. Everything seems to be for the prisoners and their comfort and their food and their exercise and their video equipment and everything else. So, I'm going to be casting a 'no' vote on this and all of the bills to follow. Thank you."

The motion was put by the Chair and carried, S.B. No. 2946, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CORRECTIONS POPULATION MANAGEMENT

COMMISSION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 2679, S.D. 1:

On motion by Senator English, seconded by Senator Kokubun and carried, S.B. No. 2679, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HAZARDOUS WASTE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Whalen).

S.B. No. 627, S.D. 1:

Senator Hanabusa moved that S.B. No. 627, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Sakamoto rose and said:

“Mr. President, I’d like to ask the Chair of the Judiciary to clarify the intention of this measure that it doesn’t intend to prohibit a person from taking action when it’s an industry or a group of companies or a group that’s affected. I hope she can clarify that, because otherwise, many people in this community have relationships with many different companies or many different people and this bill could be interpreted broadly to preclude many actions that honest people should be allowed to take.”

The Chair then inquired:

“Are you in support or opposed?”

Senator Sakamoto responded:

“I’m in support, but I’m asking for the clarification from the Chair of the Judiciary Committee.”

Senator Hanabusa responded:

“Mr. President, the concern that the previous speaker has, I believe, addressed within the bill. What the bill says is that, for example, if you sit on a board and that board requires you to be part of the industry, you are not to vote on a matter if it directly affects something of your personal interest.

“I believe that the language is consistent within the bill, that it must affect your personal interest. Mr. President, even when looking at the whole concept of ethics, we are always dealing with it – we including those of us in this Body – which is the fact that you will always, if you broadly construe everything, you will have a conflict of some sort or other, but that’s not the intent of this bill.

“I believe this bill was drafted specifically to address situations when someone is making a decision on a contract, for example, and one is an employee of the state, that directly affects your son, your sibling, or someone very close to you. That’s the intent of this measure. Thank you, Mr. President.”

The motion was put by the Chair and carried, S.B. No. 627, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ETHICS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1061:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 1061, entitled: “A BILL FOR AN ACT RELATING TO GOVERNMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2260, S.D. 1:

Senator Hanabusa moved that S.B. No. 2260, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Slom rose in support of the measure as follows:

“Mr. President, I rise in support of the bill.

“This is the so-called three violent strikes bill. We tried in the past to get a three strikes bill passed. We could not do that. Hopefully today we’re going to pass this bill and this bill will become law this year.

“The only problem with the bill that I see is that we’re giving criminals at least two previous whacks at people. We are not talking about violent attacks and we’re saying the first violent attack, like that first dog bite, is okay. The second violent attack is okay. But by the time we get to the third violent attack, by golly, that’s enough. And if trends in this Legislature continue, next year we’ll have somebody saying that again that’s too harsh and it makes people mean and all of that stuff.

“But I’m supporting this bill because we need to do something. We need to send a message that in fact we are going to get tough on violations of the law. Thank you.”

Senator Sakamoto rose in support with reservations and said:

“Mr. President, I rise in support with reservations, certainly not in support of criminals – in support of the victims.

“I think the bill talks about something like burglary in the first degree, if you have three separate offenses, then mandatorily things trigger. I would hope as we work on our inmates and our people who need help, that rehabilitation is part of the process. Sometimes people fall, but I would hope we leave the judgment to the judges, especially for allowing people to redeem themselves.”

Senator Hooser requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 2260, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SENTENCING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 2560 (S.B. No. 2503, S.D. 1):

Senator Hanabusa moved that Stand. Com. Rep. No. 2560 be adopted and S.B. No. 2503, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Slom rose in opposition to the measure as follows:

“Mr. President, I rise in opposition to this bill.

"Again, Mr. President, we're going to have a series of bills relating to tobacco and tobacco products. Most of them have to do with gauging the victims of tobacco dependence, and there's no question that people are dependent on tobacco products. There's no question also, however, that there is a choice involved here and that people freely choose to smoke tobacco, which at last count has not been made illegal.

"To those who support all of this legislation, if they are really concerned about the public, if they're really concerned about the people that smoke, if they're really concerned about the children, then they would ban this substance as we have banned other substances. But of course we don't do this, and that makes the people that support these kinds of measures hypocritical.

"First of all, as far as flavored cigarettes, I don't know if they're only geared for children or not. I know that we have flavored beverages and flavored other products for adults and I presume that the marketing people at tobacco companies are doing that as well for adults.

"But again, my main point is that if we're really concerned about this as a health issue, we wouldn't try to get more money out of the dependees on tobacco products and that's what we seem to do. We try to punish a legal entity. If you don't want it legal, make it illegal, but as long as it's legal, don't punish the producers. Thank you."

Senator Baker rose in support of the measure and stated:

"Mr. President, I rise in support of this measure.

"This measure would ban the sale, distribution, and offering for sale of cigarettes that impart a characterizing flavor prior to or during consumption. In hearings before the Health Committee on February 8th, the attorney general testified in support of this measure saying that the attorney general welcomes this additional tool to discourage the use of tobacco.

"Since 1998, legal settlements between the states and the tobacco companies prohibited tobacco companies from taking any action directly or indirectly to target youth in the advertising, promotion, or marketing of tobacco products. The cigarette companies have increased their marketing expenditures by 125 percent to a record \$15.1 billion a year or \$41.5 million a day, according to the Federal Trade Commission. Much of this is targeting directly at our young people.

"One of the tobacco industry's most outrageous new tactics is the introduction of candy-flavored cigarettes. RJ Reynolds, the same company that once marketed cigarettes to kids with cartoon characters Joe Camel, has launched a series of flavored cigarettes including a pineapple and coconut flavored cigarette called 'Kauai Colada' and a citrus flavored cigarette called 'Twist of Lime'. In November of 2004 they introduced Camel winter blends in flavors including 'Winter Warm Toffee' and 'Winter Mocha Mint.' There's even a cigarette that's bourbon flavored.

"Brown and Williamson, another big tobacco company, has introduced flavored versions of its cool cigarettes with names like 'Caribbean Chill,' 'Midnight Berry,' 'Mocha Taboo,' and 'Mintrigue.' Mr. President, these are not targeted to adults. These are targeted to kids, and the Department of Health in their testimony in support of this measure says, 'The earlier that an individual begins smoking, the more likely he or she will become addicted to tobacco products and will continue to smoke throughout their lifetime. As a result, flavored cigarettes result in increased tobacco use, increased addiction, increased

incidents of smoke-related illnesses, increased healthcare costs, and more smoke-related deaths. The Department of Health views the sale and distribution of flavored cigarettes as a serious public health issue and they have been shown to increase tobacco use among children.'

"Turning to the testimony from the American Cancer Society, 'The American Cancer Society notes that research has demonstrated that smoking harms nearly every organ of the body, damaging overall health even if no specific disease develops. The monetary cost is also immense. In a 2004 Surgeon General's report, it was estimated that smoking costs more than \$157 billion in medical care and lost productivity. In Hawaii, tobacco use is responsible for over 1,100 deaths per year and it costs the state over \$525 million in healthcare and other associated costs. It is a dangerous substance and its distribution should be controlled as strongly as possible,' according to the American Cancer Society.

"Mr. President, colleagues, I happen to agree with the ACS and urge all of you to join me in voting 'yes' on S.B. No. 2503. Thank you."

Senator Trimble rose to speak in opposition and said:

"Mr. President, I rise in opposition to the measure.

"Colleagues, is banning this product going to convince our youth that they should not try it? I suggest that if we make it illegal, we shall be increasing the interest in this product and perhaps its use.

"Several years ago, or I guess decades ago, if a movie producer wanted to increase the attendance at his film, he sought to have it banned in Boston as somehow unacceptable for public consumption. And what did it do? People from Boston drove all over Western Massachusetts so that they could see the movie.

"I suggest that by banning flavored cigarettes, we will be creating a demand for it among our youth. We will be encouraging illegal activity by our youth, and we will be encouraging a black market for the product. I think that none of these are desirable. I think we should limit our activity to informing children of the risks and dangers of smoking and then let them make their own choice. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2560 was adopted and S.B. No. 2503, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FLAVORED TOBACCO PRODUCTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Slom, Trimble, Whalen).

S.B. No. 2576, S.D. 1:

Senator Hanabusa moved that S.B. No. 2576, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Hogue rose with reservations and said:

"Mr. President, I rise to note my reservations.

"Colleagues, I'm against cruelty to animals. I think all of us are, but I think that this bill needs to be tightened up. In Section 2, subsection a (iii), it says aggravated cruelty to pet animals, which becomes a class C felony, if a person 'carries or causes to be carried on public property or in or upon any vehicle or other

conveyance any pet animal in a cruel or inhumane manner,' but then it doesn't actually define what that means. Essentially, it would mean that if a very responsible person was taking their pet, say, to the pet doctor and had them in the front seat and didn't have a seatbelt or a helmet on the pet, that they would be guilty of a class C felony.

"So, I think that we can tighten up the language here and do a little bit better job. Thank you."

The motion was put by the Chair and carried, S.B. No. 2576, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Menor).

S.B. No. 2603, S.D. 1:

Senator Hanabusa moved that S.B. No. 2603, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Chun Oakland.

Senator Trimble rose in opposition to the measure and stated:

"Mr. President, I rise in reluctant opposition to this bill.

"Colleagues, it might be useful if we all spent a few days in district court watching what kind of cases appear before judges and what choices they have. I suggest that we are making our society . . . we are creating more law than a certain segment of our society can reasonably accommodate. I think we need a new model. I think we need to figure out ways of making it easier for people to comply with the law, and in some cases that might mean that no-fault insurance is purchased at the pump when you buy your gasoline. We need a different model.

"We can't just continually increase the severity of the crime and the number of crimes and figure that somehow the people out there are listening, because if you go to district court, you'll see the people in front of the judge are people generally speaking of my gender that aren't listening to what we say and do here. Thank you."

The motion was put by the Chair and carried, S.B. No. 2603, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Hee, Menor).

S.B. No. 2922, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, S.B. No. 2922, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Hee, Menor).

Stand. Com. Rep. No. 2567 (S.B. No. 3262, S.D. 1):

Senator Hanabusa moved that Stand. Com. Rep. No. 2567 be adopted and S.B. No. 3262, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Chun Oakland.

Senator Baker rose and said:

"Mr. President, I have some comments I'd like inserted into the Journal."

The Chair having so ordered, Senator Baker's remarks read as follows:

"Mr. President, I rise in support of S.B. No. 3262, S.D. 1, which will guarantee comprehensive protections against exposure to secondhand smoke at state, county and private sector workplaces.

"New science has shown that secondhand smoke is more than just an annoyance; it is a serious health hazard. Secondhand smoke has been proven to cause cancer. The Centers for Disease Control and Prevention (CDC) considers it so dangerous they have advised people with heart conditions to avoid exposure to secondhand smoke for even 30 minutes due to the increased risk of heart attack. With this bill in place, Hawaii will provide the adequate protections for the public and our workers that the current hodgepodge of county and state laws do not. The Department of Health concurred that the state statute is obsolete and needs to reflect the most current public health science and public health policy relating to secondhand smoke.

"Coalition for a Tobacco Free Hawaii, a statewide association of over 140 members including health, business and civic organizations and individuals, has been the driving force behind this legislation. In their testimony to your Health Committee, the Coalition cited the findings of a 2005 California EPA report that noted secondhand smoke: is linked to breast and cervical cancer, increases low birth-weight and pre-term deliveries, exacerbates asthma in both children and adults and causes asthma in children. Secondhand smoke is as deadly and laden with health risks as is smoking.

"Some businesses have feared that going smoke-free would harm their businesses. However, independent economic studies have shown that smoke-free laws are either beneficial to business or have a neutral effect. In New York City and the State of California, smoking bans saw increased business tax receipts in restaurants and bars, additional jobs were created and there was less absenteeism and employee turnover. In Hawaii, secondhand smoke is an economic burden and has a high price tag. Over \$300 million is spent in health care costs related to secondhand smoke and smoking. Over \$200 million a year is lost in worker productivity.

"Your Committees heard testimony from Hawaii businesses and labor unions in support of this measure. In addition a poll conducted in October 2005 of Hawaii registered voters found that 85 percent support a statewide law that would prohibit smoking in most enclosed public places, including all workplaces, public buildings, office, bars, nightclubs and restaurants across the state. 93 percent of Hawaii's people believe workers should be protected from exposure to secondhand smoke and that restaurants and bars would be healthier for customers and employees if they were smoke free. Additionally, 31 percent said they would eat out more often if such establishments were smoke free.

"Mr. President, it's time for Hawaii to clear the smoke. I urge a 'yes' vote on S.B. No. 3262, S.D. 1. Mahalo."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2567 was adopted and S.B. No. 3262, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 3 (Slom, Trimble, Whalen). Excused, 2 (Hee, Menor).

Stand. Com. Rep. No. 2573 (S.B. No. 2909, S.D. 1):

Senator Hanabusa moved that Stand. Com. Rep. No. 2573 be adopted and S.B. No. 2909, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Slom rose to speak in opposition and said:

“Mr. President, I rise in opposition to this bill.

“The law that we passed a couple of years ago that required faster approval of permits I think has been working quite well. We still have, however, a slow down in permits, particularly in the City and County of Honolulu. To pass this bill would slow them down even further and would not do anything to protect the public safety or to move along the construction process. Thank you.”

Senator Espero rose with reservations and said:

“Mr. President, please note my reservations on this.”

The Chair so ordered.

Senator Baker rose and said:

“Mr. President, note my reservations as well, please.”

The Chair so ordered.

Senator Hooser rose in support of the measure as follows:

“Mr. President, I rise in support of this bill.

“Mr. President, this bill came about as a request from the counties, the Big Island specifically. There’ve been many, many instances of the automatic approval requirement causing projects where the community and in fact the decision-making body did want to approve it but because of a lack of a quorum and other issues, they were forced to take hasty action. The land use process is a long and complicated one and purely putting an automatic timeline on something to deal with many complicated issues is not good public policy in my opinion.

“I encourage my colleagues to vote in support. Thank you.”

Senator Whalen rose to speak in opposition as follows:

“Mr. President, I rise in opposition to the bill. Mainly, I want to respond to the last statement I heard.

“The timeline starts ticking once the applicant has provided the body with the information it needs. So, with these issues that are long and complicated, the clock isn’t ticking at that point until the applicant has provided the body with all the information that is required, whether it’s environmental impact statements or public hearings, etc., everything that needs to be done. All it is is an excuse for a body to dillydally and not make up its mind. Meanwhile, businesses, etc., are losing thousands, sometimes tens of thousands of dollars a day, while the government is just raking them over the coals.

“I was here when we put this bill in and it has done its purpose in terms of helping the bureaucrats to realize that there are people out there who work, and time is money and you just can’t stall them and put them off. This bill puts us right back where we were, and for that reason, I oppose it.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2573 was adopted and S.B. No. 2909, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PERMIT APPROVALS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 2575 (S.B. No. 2421, S.D. 1):

Senator Hanabusa moved that Stand. Com. Rep. No. 2575 be adopted and S.B. No. 2421, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Trimble rose in opposition as follows:

“Mr. President, I rise in opposition to this measure at this particular moment in time.

“If I understand what this bill does, it potentially rolls the clock back 150 years. I don’t know if I support rolling the time clock back 150 years or not because what I’d like to know is what is this going to do? How many acres are involved? How many parcels of property are involved? What is the cost that is ultimately going to mean trying to go back and redo things over a 150-year history?

“Until I have better information, I can’t vote for this measure. Thank you.”

Senator Kokubun rose to speak in support and said:

“Mr. President, I stand in support of the measure.

“Mr. President, we are not rolling the clock back 150 years. Essentially, kuleana lands have been historically with us for many, many years, and the sad part of our history is that many of these kuleana lands have been taken by adverse possession and many of those native tenants have been displaced from their lands by the use of adverse possession.

“What this law does is going forward bars the use of adverse possession to take kuleana lands. Mr. President, I urge all my colleagues to support this measure. Thank you.”

Senator Whalen rose in support of the measure and stated:

“Mr. President, I rise in support, but I just want to clarify something for the record.

“The previous speaker gave the impression that adverse possession can be used to toss somebody off the land. The very nature of the law of adverse possession is that whoever is going to get this land is actually living there and shows signs that they own it. If the true owner of the land is living on the land, there’s no way you can use adverse possession to toss them off. So that argument fails on its face for that part.

“But on a whole, although I’m voting for this bill, I think this Session in particular removed in some ways too far in one way with the pendulum swing in terms of trying to rectify past wrongs perhaps to say for the Native Hawaiian community. I’ll wait for us to get to those bills before I talk about that.”

Senator English rose in support of the measure as follows:

“Mr. President, I rise in support of the measure.

“Mr. President, members, just to be clear, the act that we’re doing today, this act that we’re moving forward, is predicated on an act that happened in 1850. It’s called the ‘Kuleana Land

Act,' which the Legislature of the Kingdom of Hawaii promulgated to allow for the common people to own land. Less than 30,000 people got land, probably maybe an acre-and-a-half to two acres, and these lands were within larger districts. The Mahele happened in 1848, and that divided the lands between the government, the King and the crown, and the 248 highest chiefs of the land. The commoners got land through the Kuleana Act of 1850.

"Up until the present, most of these lands have disappeared in adverse possession because in the plantation era and up until recently, these lands were essentially leased by large companies or lost so they could not find them on the maps. The descendants didn't realize that the family had land in the far districts. But in essence, they were small pieces and this simply bars the use of someone living or using the property as then claiming that land as their own.

"So, I think that it actually does help the original intent of the Kuleana Act of 1850. I urge everyone to continue to support this. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2575 was adopted and S.B. No. 2421, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADVERSE POSSESSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

S.B. No. 2687:

Senator Hanabusa moved that S.B. No. 2687, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Slom rose to speak in opposition to the measure as follows:

"Mr. President, I rise in opposition to the bill.

"Two years ago the Legislature passed a bill to help take back the parks and make the parks usable by all citizens and residents. We all know that we have a homeless problem. We know that most of the parks in fact have illegal campers and illegal trespassers. What this bill then would do is take away that law which we passed two years ago.

"I think we are trying to address the issue of homelessness. It is a separate. It should be dealt with separately. But the use of the parks, the maintenance of the parks, the cost of upkeep to the parks should be of concern to everyone in the community. I know it is to those people that testified against this bill, including the Kulio'o Neighborhood Board No. 2. They have been very frustrated because they've had meetings upon meetings. They've met with the police. They've met with social agencies. They've tried to reach an accommodation and yet the parks are not public. The parks are not for everyone. The parks have become havens for a certain group of people.

"And so, as I say, we should be addressing the homeless problem as we are in a number of other bills, but we should make sure that we maintain the parks for all users in the community and throughout the state. Thank you."

Senator Espero rose with reservations and said:

"Mr. President, I'll be voting with reservations on this matter. Thank you."

Senators Inouye, Bunda and Nishihara requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 2687, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL TRESPASS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen).

S.B. No. 2424:

Senator Hanabusa moved that S.B. No. 2424, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Trimble rose in opposition to the measure as follows:

"Mr. President, if I read this bill correctly, we're passing or seeking to create this law because we want to change the phrase 'master plan' to 'strategic plan.' I don't see the necessity of having a bill to do just the change in wording of 'master plan' to 'strategic plan.' Thank you."

The motion was put by the Chair and carried, S.B. No. 2424, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Stand. Com. Rep. No. 2585 (S.B. No. 2412, S.D. 1):

Senator Hanabusa moved that Stand. Com. Rep. No. 2585 be adopted and S.B. No. 2412, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Kanno rose and said:

"Mr. President, please note my reservations. Thank you."

The Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2585 was adopted and S.B. No. 2412, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE AND COUNTY TORT LIABILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2586 (S.B. No. 2423, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2586 was adopted and S.B. No. 2423, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2588 (S.B. No. 3273, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2588 was adopted and S.B. No. 3273, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2381, S.D. 1:

Senator Taniguchi moved that S.B. No. 2381, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose and said:

“Mr. President, as previously noted in Ways and Means . . .”

President Bunda interjected:

“Senator Trimble, are you supporting the bill or opposing it?”

Senator Trimble responded:

“Neither one, Mr. President. (Laughter.) I’m seeking to recuse myself because of certain issues I have before the audit division of the Department of Taxation.”

Senator Whalen then rose and said:

“Mr. President, I move we submit our ‘yes’ and ‘no’ votes and vote on the rest of the calendar right now.” (Laughter.)

The motion was put by the Chair and carried, S.B. No. 2381, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 2595 (S.B. No. 3191, S.D. 1):

Senator Hanabusa moved that Stand. Com. Rep. No. 2595 be adopted and S.B. No. 3191, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Trimble rose in opposition to the measure and said:

“Mr. President, I rise in opposition to this measure.

“This can work both ways. I went to Dan Dinell and said it would be cheaper if you bought space on the inside, condemned space on the inside from Victoria Ward and then in turn sold or gave that to the small landowners that were facing Queen Street on the Makai side. Therefore, when we widen Queen Street, the size of those smaller lots would not have to be reduced to the point where the lots are no longer useful for the business they’re trying to conduct.

“So, if we pass this law, we will not be able to implement it in such a way where we could actually use the law to help small businesses. So I think we should maintain the flexibility that we have, and therefore I urge you to vote against this bill. Thank you.”

Senator Slom rose to speak in support of the measure as follows:

“Mr. President, I rise in strong support of the bill.

“While it is true that you might be able to use this two ways, the only way that we’ve seen it being used in the last dozen years is in an illegal way – the taking of private property by the government to give to another private owner. Some of us find fault with eminent domain and the way it was used in the previous decades for public purposes. But to take it for private

purposes really is not a safe or sane argument and people across the country are very concerned about it, particularly since the *Kelo v New London* decision.

“You know that I’m a very strong small business advocate, but I don’t advocate taking land away from big businesses to give to small businesses. It’s not an issue of big versus small. It is an issue of government versus private and it’s an issue of takings in the first place. And whether you use economic justifications or social justifications or something else, private property is supposed to be revered and sacred in the United States of America and we’ve gone far afield from that.

“If we don’t tax people out of their property, now we’re trying to take their property because we say, ‘just because they live there, just because they operate a small business, that’s good enough. We, as the government, can get more money and can find a better use for it.’ We’ve got to start protecting private property and those who live in it and who have worked so hard to maintain it. So, I support this bill very strongly. Thank you.”

At 11:31 o’clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:32 o’clock a.m.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2595 was adopted and S.B. No. 3191, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EMINENT DOMAIN,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Taniguchi).

S.B. No. 2462, S.D. 1:

On motion by Senator Kokubun, seconded by Senator Ige and carried, S.B. No. 2462, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE MAKENA-KEONEIO GOVERNMENT ROAD,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

S.B. No. 3180, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Ige and carried, S.B. No. 3180, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE COUNTIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Trimble).

Stand. Com. Rep. No. 2602 (S.B. No. 2292, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2602 was adopted and S.B. No. 2292, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO DESTRUCTION OF PERSONAL INFORMATION RECORDS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Stand. Com. Rep. No. 2603 (S.B. No. 2938, S.D. 1):

Senator Hanabusa moved that Stand. Com. Rep. No. 2603 be adopted and S.B. No. 2938, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Trimble rose on the measure and said:

“Mr. President, I think we’re using too broad a brush. I can see halfway houses . . .”

Senator Baker interjected:

“Mr. President, does the speaker speak for or against the measure?”

Senator Trimble responded:

“I rise in opposition to this measure.

“The brush that we are trying to apply is too broad. There are some houses or facilities that would not involve released convicts or prisoners but merely a group of people seeking to live together, perhaps in a dry environment. I don’t think we should include them in the same group as the others, unless perhaps we go to the degree of asking everyone who drinks in the neighborhood, or might have a drinking problem, to post a little sign on his door. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2603 was adopted and S.B. No. 2938, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COMMUNITY NOTIFICATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Stand. Com. Rep. No. 2605 (S.B. No. 2161, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 2605 be adopted and S.B. No. 2161, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Hogue rose with reservations and said:

“Mr. President, I rise with some reservations about this particular measure.

“I think that we would all agree that we want foster children to be cared for in the best way possible. However, the way that this is written, it appears to make it much more difficult to become a foster parent. Now, these past couple of years I’ve been coaching basketball and one of the players on my team comes from a family in which they have six foster children. It’s just quite an amazing situation. I think that with all the different things they’ve talked about here, it’s going to prevent families like that from coming forward.

“They go on and on in this bill about the right of following the child’s wishes. They talk about the foster care providers have to be adequately informed of the child’s circumstances, on and on and on. It’s talks about adequately informed about the child’s cultural background and to the extent possible, the information about their hobbies and likes and dislikes. It seems like the child is the person in charge instead of the parent. I think that we all come from homes in which when we were children, the parent was in charge.

“So, I think that we just need to take a look at this about coming forward with some reasonable rules that will protect children and at the same time encourage people who want to voluntarily step forward and become foster parents. Thank you, Mr. President.”

Senator Whalen rose in opposition to the measure as follows:

“Mr. President, I rise in opposition.

“I feel it goes much further than just concern or reservations. The prior speaker mentioned a few, and I won’t go on and belabor it, but this bill gives more rights than I think a traditional family. For instance, in there they talked about a minor who already has a child has the right to make the parental decisions for their kid. They obviously have a problem with making wise decisions themselves to begin with – lack of discretion and getting pregnant in the first place – and we’re giving them this right. I realize it does allow a court to step in and say, well, it’s not in your best interest or it’s not in your child’s best interest, but how many more visits to family court do they have to go to?

“And speaking of that, I think the bill does have a race problem, unequal protection. If you’re Hawaiian then you need to go to a Hawaiian family. But if you’re Chinese or Japanese, then you can go with wherever the department decides to send you and it gives a preference to Hawaiian children. It doesn’t talk about those raised in a culture or anything else particularly, it says, if you’re of Hawaiian decent.

“I have a good friend of mine, a Black man with a Filipino wife, who have raised a number of foster kids and most of them have some Native Hawaiian blood in them. They do a tremendous job of raising these kids and helping them get on their feet and move on in life. This bill, what? He’s not good enough? He’s not a good enough foster parent? He can’t do it anymore?

“It just goes way beyond reservations. It needs to be overhauled completely.”

Senator Chun Oakland rose to speak in support of the measure and stated:

“Mr. President, I stand in support of this measure.

“I appreciate both previous speakers’ concerns. This is a product of the Hawaii Foster Youth Coalition, Legal Aide Society. The folks that testified in support of this, including the Foster Parents Association, were supportive.

“If you do have suggestions, I think, as we go through the process, that would be very much welcomed. I do appreciate it and I hope everyone does support this measure. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2605 was adopted and S.B. No. 2161, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO FOSTER CHILDREN,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 2607 (S.B. No. 3016, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 2607 be adopted and S.B. No. 3016, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Slom rose in opposition and stated:

“Mr. President, I rise in opposition to this bill.

“What this bill seeks to do is to penalize employers who do not pay prevailing wages, and of course existing law does

provide for those penalties. The Department of Labor and Industrial Relations, which testified against this bill says that in fact they have initiated fines and penalties against such employers, though they be few in number.

“What this bill really does is seek to increase the power and clout of labor unions here by going far beyond existing law and far beyond any problems that exist by giving the unions injunctive relief, which means that they can freeze an action or they can do something to affect the business while any litigation or while any investigation is going on. We have the federal law that covers issues where federal entities are involved. And as I mentioned, the state law is quite adequate.

“We’ve done the job and we don’t need these additional powers, one-sided powers, for labor unions. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2607 was adopted and S.B. No. 3016, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PREVAILING WAGES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 6 (Hemmings, Hogue, Ige, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 2608 (S.B. No. 3021, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 2608 be adopted and S.B. No. 3021, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Slom rose to speak in opposition to the measure and said:

“Mr. President, I rise also in opposition to this bill

“This bill has to do with alleged violations of sick leave policies. Just a reminder that sick leave, in fact, is not a mandated benefit, nor should it be, although most employers, large and small, do either grant sick leave of flexible leave policies.

“What this bill does, though, it says that any policies by both employers or labor unions that would seek to punish employees because of their use or abuse of sick leave policies are punishable, but then in the bill, basically the punishment is only reserved for employers. There has been no problem that has been testified to and what this probably would do if this bill passes and becomes law is to make many companies rethink their sick leave policies if they’re not under collective bargaining right now.

“So, it is a bill that has a solution for no problem that exists. Thank you.”

Senator Kanno rose in support of the measure and said:

“Mr. President, I rise in support of the measure.

“I wanted to read from a testimony submitted at the hearing. This was from an individual. He talked about working for a retail company and he states, ‘It had a policy of progressively disciplining employees for using their sick days, even with a doctor’s note. This process started as soon as employee takes his or her first sick day. The company provided us with only five days of leave.’ He talks about the policies being shortsighted and resulted in employees coming in who were sick because they would be disciplined for taking their first day of sick leave. Thank you, Mr. President.”

Senator Sakamoto rose to speak in support with reservations and said:

“Mr. President, please note my support with reservations.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2608 was adopted and S.B. No. 3021, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 6 (Hemmings, Hogue, Ige, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 2609 (S.B. No. 3033, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 2609 be adopted and S.B. No. 3033, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senators Ihara and Sakamoto requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2609 was adopted and S.B. No. 3033, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 6 (Hemmings, Hogue, Ige, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 2611 (S.B. No. 2079, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 2611 be adopted and S.B. No. 2079, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Trimble rose in opposition and said:

“Mr. President, I rise in opposition to the measure.

“The committee report noted that the real problem is automobile theft, so why don’t we address the real problem instead of trying to legislate common sense?”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2611 was adopted and S.B. No. 2079, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CHILDREN,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 2612 (S.B. No. 2166, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 2612 be adopted and S.B. No. 2166, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Whalen rose to speak in opposition to the measure as follows:

“Mr. President, I rise in opposition.

“Mr. President, again I think we go too far here. I realize that we’re very much on the liberal side when it comes to these type of rights. But in this bill we’re including other medical procedures besides reproductive stuff and venereal diseases to what a 14-year-old can consent to.

“What I find troubling in this is that there’s no determination by even a mention of it from the doctor that parents should or shouldn’t know or that the child should or shouldn’t tell the parent. It just says the minor can consent. There are times when the kid is just embarrassed or frightened or scared. The parent is very much concerned about what’s going on in their kid’s life, but the kid maybe is going through sowing his wild oats period or whatever the case may be. But still, we’re talking about major surgery that the child can consent to on their own without any input from their parents.

“I realize in some small instances maybe that’s best, but to put a blanket policy like this in there without even a hint of the doctor should go in and check out to see if the parent should or shouldn’t know about it, again, I think we’re going too far in our efforts here. Thank you.”

Senator Slom rose in opposition and stated:

“Mr. President, I also rise in opposition to the bill.

“In addition to the good words of my colleague from Kona, it should be noted that while this bill talks about minors who are living on their own without parental support or guidance – and the key term here is minors – any of us who are parents know that even if that situation existed, we are still responsible for our minor children whether they accept our love or guidance or support or whatever. And we also know that if anything goes wrong during any of these surgeries or any of these procedures, where are they going to turn to for liability and for assistance? It’s going to be with the parents.

“So if the parents don’t even know about it, if they have no discussion, if they have no input to this, it makes it truly one-sided and you’re not doing these children any favors. Thank you.”

Senator Whalen rose again and said:

“Mr. President, just one last rebuttal point to the good speaker here on my right – not really a rebuttal but something to think about.

“The bill before, we said if you’re 14 years old you’re not adult enough to be able to watch your 8-year-old sibling in a car with you. Now we’re saying that at 14, you’re old enough to make life-threatening decisions or life-endangering medical procedures or life-altering medical procedures. It doesn’t make sense. We keep flipping and flopping one way or another on our policy and we need to get consistent.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2612 was adopted and S.B. No. 2166, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO MINORS;” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 2613 (S.B. No. 2327, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 2613 be adopted and S.B. No. 2327, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Trimble rose in opposition and said:

“Mr. President, I rise in opposition to this measure.

“This measure would require – not allow, but mandate – that teachers report suspected cases of child abuse. We already expect a lot of our teachers and I don’t think we should be changing law just because of whatever system we come up with. There will be mistakes that happen. The system that we have in place where one central authority of the school is in charge of reporting child abuse should work well in almost all instances and certainly better than mandating that teachers be the one to place the call. Okay?”

“So, please think about it before you vote. We don’t need to keep changing the law every time something unfortunate happens. Thank you.”

Senators Ige and Nishihara requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2613 was adopted and S.B. No. 2327, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CHILD ABUSE OR NEGLECT REPORTING;” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Ihara).

Stand. Com. Rep. No. 2614 (S.B. No. 3200, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2614 was adopted and S.B. No. 3200, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CHILD PROTECTION;” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Hogue, Slom, Trimble). Excused, 1 (Ihara).

Stand. Com. Rep. No. 2615 (S.B. No. 3219, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2615 was adopted and S.B. No. 3219, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO COMMUNITY PLACEMENT;” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 2616 (S.B. No. 2213, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 2616 be adopted and S.B. No. 2213, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Kanno requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2616 was adopted and S.B. No. 2213, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TORT ACTIONS;” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 2617 (S.B. No. 2385, S.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2617 was adopted and S.B. No. 2385, S.D. 1, entitled: “A BILL FOR AN ACT

RELATING TO HIGHWAY SAFETY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 2621 (S.B. No. 2487):

On motion by Senator Inouye, seconded by Senator Espero and carried, Stand. Com. Rep. No. 2621 was adopted and S.B. No. 2487, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Hogue, Slom, Trimble). Excused, 1 (Ihara).

Stand. Com. Rep. No. 2622 (S.B. No. 2162, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2622 was adopted and S.B. No. 2162, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO FOSTER CHILDREN,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Slom, Trimble). Excused, 1 (Ihara).

Stand. Com. Rep. No. 2627 (S.B. No. 2986, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2627 was adopted and S.B. No. 2986, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EMINENT DOMAIN,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 3008:

On motion by Senator Kanno, seconded by Senator Taniguchi and carried, S.B. No. 3008, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Slom, Trimble, Whalen). Excused, 1 (Ihara).

S.B. No. 2408, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, S.B. No. 2408, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LIABILITY OF FIREARM OWNERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Ihara).

Stand. Com. Rep. No. 2634 (S.B. No. 917, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 2634 be adopted and S.B. No. 917, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Trimble rose in opposition to the measure and said:

“Mr. President, I stand in opposition to the measure. As I read the bill, it is defectively written.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2634 was adopted and S.B. No. 917, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE COMMISSION ON WATER RESOURCE MANAGEMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Ihara).

Stand. Com. Rep. No. 2635 (S.B. No. 940, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 2635 be adopted and S.B. No. 940, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Baker rose with reservations and said:

“Mr. President, would you please note my reservations on this matter.”

The Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2635 was adopted and S.B. No. 940, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE PATIENTS’ BILL OF RIGHTS AND RESPONSIBILITIES ACT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Ihara).

Stand. Com. Rep. No. 2637 (S.B. No. 2332, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2637 was adopted and S.B. No. 2332, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 2640 (S.B. No. 918, S.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2640 was adopted and S.B. No. 918, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 2641 (S.B. No. 3233, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 2641 was adopted and S.B. No. 3233, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PARENTING PLANS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 2973, S.D. 1:

Senator Kim moved that S.B. No. 2973, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Hooser rose in opposition to the measure as follows:

“Mr. President, I rise in opposition.

“I’m somewhat reluctant in my opposition because I think the intent of the proponents of the bill is a positive one but I have serious reservations about the direction that this takes – the use of our agricultural lands. Being from an agricultural community from the neighbor islands, I’m a strong supporter of agriculture and our farmers. I’m afraid that by allowing or expanding or encouraging tourism on agricultural lands, we’re heading in the wrong direction.

“There is a process right now through the use of a special use permit that people can and do go through to allow visitor operations on their lands. Again, I’m concerned that there’s a slippery slope and that we’re actually going in the opposite direction. I would prefer to see us be more diligent in requiring that agricultural lands be used for agricultural purposes and that the consequences, the long-term consequences of this direction will in effect drive the price of agricultural lands up as more and more landowners, more and more farmers, even, find tourism more lucrative than farming.

“I would propose a thought that if we insisted that agricultural lands could only be used for farms, could only be used for farming, then the price of those lands would be much lower than they are today. By continuing down that track that we’re on, it’s a self-fulfilling prophecy that people can’t farm here. I think if you talk to the farmers on Kauai, talk to the farmers on the neighbor islands and the rural parts of this island, the serious farmers will tell you that they can farm but it’s a struggle.

“I think by encouraging tourism on agricultural lands, we’re heading down the wrong path, and so I will be voting ‘no’ on this measure.

“I’d like to comment also on one more thing – on the ability of the counties to enforce the rules. The Hawaii Farm Bureau and others have said they have serious concerns about the counties’ ability to enforce the rules. My experience in the past with the counties leads me to believe also that I do not want to trust this in the hands of the counties.

“So, for those reasons, I’m voting in opposition. Thank you.”

Senator Baker rose in support of the measure and said:

“Mr. President, I rise in support of this measure.

“Mr. President, I had the privilege for four years to serve as the county’s economic development coordinator and had an opportunity to work with farmers throughout our county. A number of them, yes indeed, are struggling, and this is one of the reasons that some of them have wanted to be able to sell their products to visitors who come to visit their farm.

“The other has to do with the fact that too many of our young people and even some adults think that food comes from Safeway or from Foodland or some other retail outlet. They have no concept of what it takes to produce a quart of milk, a bag of onions, some coleslaw, or even goat cheese.

“Mr. President, on Maui the farmers have gotten together to develop an agricultural tourism map to identify places and

farms that are open to visitors so that they can be enriched in their visit to our island as well as to understand what it takes to create products that we so often take for granted. I think this is an important aspect not only for the farmer’s bottom line but for us to show that we are more than just beautiful sand beaches and wonderful water, but that we have a rich heritage and agriculture is definitely part of that. Thank you, Mr. President.”

Senator Hemmings rose to speak against the measure and said:

“Mr. President, I rise to speak against this measure.

“Mr. President, colleagues, there’s a growing dependency on tourism that’s amounting to a very unhealthy economy and risk on the part of all the people of Hawaii. Quite frankly, I’m quite pleased that the good Senator from Kauai is announcing his opposition to it because I share his sentiments exactly. We are gradually moving towards an economy where even residential property, through the illegal use of bed and breakfasts and transient accommodations, is turning our neighborhoods into tourist destinations.

“This, in fact, would do just what the previous speaker said it would do – it would take a large portion of agricultural land in the future and turn it into a tourist destination.

“In speaking against this bill, I’d like to ask once again – Is there a carrying capacity for tourism in the Hawaiian Islands? I would say definitely yes that there is a finite number of tourists that we reasonably can accommodate in Hawaii before we reap diminishing returns to those of us who live here. This bill is a step in the wrong direction.

“I’d like to thank the good Senator from Kauai for pointing out these things so articulately and I join him in voting ‘no’ against this legislation.”

The motion was put by the Chair and carried, S.B. No. 2973, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURAL TOURISM,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Hogue, Hooser, Whalen).

S.B. No. 2929:

On motion by Senator Kokubun, seconded by Senator Hanabusa and carried, S.B. No. 2929, entitled: “A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2721:

Senator Sakamoto moved that S.B. No. 2721, having been read throughout, pass Third Reading, seconded by Senator Hooser.

Senator Slom rose in opposition as follows:

“Mr. President, I rise in opposition to this bill.

“This bill eliminates the requirement that the Superintendent of Education provide annual reports to the Board of Education detailing transactions that the Department of Education has taken. Those of us that served on the bipartisan Felix Investigating Committee know how difficult it was and we

talked to people from the DOE. The accounting people didn't talk to the budget people. The budget people didn't know what was going on with accounting. That was when we were required to have written reports.

"Now, if you take this responsibility away, not only does not the Board of Education get the report from the superintendent, but the traditional practice has been that these reports have gone also to the Governor and to the Legislature. Here we are spending most of our time in education and education financial related matters and we would not have the benefit of these reports.

"I think this is a very bad precedent and very bad bill. Thank you."

Senator Sakamoto rose to speak in support of the measure and said:

"Mr. President, I rise in support of the measure.

"Mr. President, I guess the intention isn't for reports not to come to the Legislature and the Governor, and we'll follow up to assure that we get sufficient information."

The motion was put by the Chair and carried, S.B. No. 2721, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Hogue, Slom, Trimble). Excused, 1 (Taniguchi).

S.B. No. 2139, S.D. 1:

Senator Baker moved that S.B. No. 2139, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Chun Oakland.

Senator Slom rose to speak in opposition and said:

"Mr. President, I rise in opposition to this bill.

"I note that we're now very concerned about medically accurate sex information to be given to the schools. I wish we were only half or one-tenth as concerned about information about reading, writing, mathematics, social studies, geography, history, and some of the other topics which our students do so poorly in. They seem to do very well in sexual matters. Thank you."

The motion was put by the Chair and carried, S.B. No. 2139, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 2972, S.D. 1:

Senator English moved that S.B. No. 2972, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Menor.

Senator Trimble rose in opposition to the measure and said:

"Mr. President, I rise in opposition to this measure.

"The need for this legislation occurs because we're stuck in a 1950's mentality and trying to impose a 1950's solution in the 21st century. All sorts of problems result from the beverage

container law and tweaking it won't solve it. The best thing we can do is move toward a separation from the curb recycling program, which the city doesn't want to get into, really, because there are no longer any beverage containers to make the separation at curbside work.

"So, we keep coming and tweaking laws that we passed before that don't work, instead of repealing them and move toward a better solution. Thank you."

Senators Ige and Sakamoto requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 2972, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Slom, Trimble, Whalen).

S.B. No. 2749, S.D. 1:

Senator English moved that S.B. No. 2749, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hooser.

Senator Kokubun rose to speak in opposition to the measure as follows:

"Mr. President, I stand in opposition to this measure.

"Mr. President, I do that with a full acknowledgement that I think the attention that was paid to this bill and the next bill, S.B. No. 2750, also dealing with essentially the same issue, were really conducted in a manner that attempted to bring a balance to the discussion. However, I need to express my opposition to these measures primarily because, as you will recall, last Session we passed S.C.R. No. 208 which asks the Farm Bureau and the Department of Agriculture to conduct meetings to determine coexistence amongst all of the various types of agricultural practices.

"Mr. President, they have submitted a report to us at the beginning of this Session. Essentially, what the report said was that they have scheduled a number of meetings including through July of this year. So I think there are earnest attempts being made to try to establish a level playing field, a solid base of information by which we can make decisions on potential affects and impacts that these genetically modified organisms would have here in Hawaii.

"I think that before we process any legislation and consider any legislation, we need to have that firm baseline of information. And for that reason, I'm asking my colleagues to consider the fact that we are still in the information gathering phase. We will have that information to us hopefully by this summer and preceding the next Legislative Session. Once we have that in place, I think we can make sounder decisions. Thank you, Mr. President."

Senator Inouye rose to speak against the measure and said:

"Mr. President, I rise against S.B. No. 2749, S.D. 1, as well as the following measure and I'd like to offer the following comments.

"Hawaii is no longer the isolated island chain that once was. Today, ships and airplanes arriving from around the world, unfortunately, bring new diseases and pests. It is not a question of *if* but *when* new diseases and pests will arrive.

“The Alomae-Bobone viral complex is found in the Solomon Islands today. It has wiped out 96 percent of the native taro varieties there. Imagine if that virus reaches Hawaii – what would it do to our native taro varieties? In Samoa, when the pathogen, *Phytophthora colocasiae*, finally reached their shores, it caused a 95 percent decrease in yields of their beloved, but susceptible taro varieties. In Hawaii, the leaf blight caused by *Phytophthora colocasiae* reached our islands during the 1910’s and caused losses of many traditional taro varieties. At one time, there were 343 named taro varieties in Hawaii and perhaps they were lost due to introduced diseases and pests.

“Genetic engineering for increased disease resistance is just one tool to improve sustainability of crop production. A five-year restriction prevents research that can help to maintain taro production in Hawaii as well as preserve the Hawaiian taro germplasm. Hawaii is at an all-time low in taro production – the lowest level since production data has been collected starting in 1946. Diseases such as pocket rot or *Phytophthora* leaf blight are two major causes of the decline in taro production.

“S.B. No. 2749, S.D. 1, emphasizes the potential negative effects of genetic engineering of crops. It institutionalized language that affects the public’s perceptions of the health and safety of existing commercialized genetically engineered crops, such as papaya.

“A moratorium would make taro, including the Hawaiian taro, and coffee extremely vulnerable to unpredictable invasions of plant pathogens and other pests. In the event that a catastrophic pest or disease attacks taro or coffee in Hawaii, a moratorium would be disastrous.

“I urge my colleagues to seriously consider caution in these measures. Thank you, Mr. President.”

Senator Hooser rose to speak in support of the measure and said:

“Mr. President, I rise in support of S.B. No. 2749.

“Mr. President and colleagues, this bill and the one that comes afterwards is not an anti-GMO bill. This is a pro-farmer bill. This bill came about because taro farmers came into my office and into other’s and asked for this bill. The testimony that came in on this bill was four hours or so, I would estimate, of testimony. Many, many taro farmers, many Hawaiians, many others in our community came in and testified in support of this bill. I do not believe there was one taro farmer at all who was opposed to this. The largest taro producers in the state support this bill

“It’s true, there was much opposing testimony also. The opposing testimony came from the industry and it would be expected that that’s where it would come from – the people who are vested and married to the science.

“This is taro farmers saying we don’t want the danger of growing GMO taro. We don’t want the danger of having our crops contaminated inadvertently by genetically modified taro that’s being grown in open-field testing. There’s no question that this does happen in some areas and other crops. There’s not cross contamination from one crop to another, but if you’re growing GMO corn, for example, and you have non-GMO corn or non-GMO papaya, there will be cross contamination. There is a very real risk to this. The taro farmers and many members of the Hawaiian community and others said we don’t want this; we don’t want this risk.

“The health department testified that they didn’t know that there was any risk. It said undeterminable in terms of health benefits. We did have I think it was the Maui public health director on his own behalf testifying in support of this bill.

“There’s a real market risk, a very real market risk, to niche markets like taro and like coffee, which is the next bill. There are many countries in Europe who do not allow the sale of GMO products or require labeling. There are many countries in Asia and Japan that do the same thing. There’s a very real risk to the farmers if their crops are contaminated inadvertently by the GMO crops.

“There are several companies here – Whole Foods, which is opening in Ward Center in 2008 – that are contacting papaya growers on Kauai. They’re saying we want non-GMO papayas. They’re the same folks who will want non-GMO taro and non-GMO coffee. Trader Joe’s is another well-known organization that will only sell non-GMO products.

“This is a pro-farmer bill and it does not stop research. The bill specifically allows the research that’s currently going on at the University of Hawaii to continue. But again, this is a pro-farmer bill and does not stop the research, and for those reasons and others, I encourage my colleagues to vote in support. Thank you.”

Senator Hee rose in support of the measure and said:

“Mr. President, I rise in support of the bill.

“Mr. President, there probably is a place for genetic engineering in Hawaii. Bunchy top is a problem that I frankly wish there could be an engineered solution. I don’t think taro is a crop that should be genetically modified for many reasons, not the least of which is its spiritualness to the native people. Taro is from Hāloa. We are from Hāloa, and that belief has not changed through generations.

“Hawaii has experienced a 20 percent loss in production. With the big rains that Hawaii has experienced, there’ll probably be a greater loss this year.

“One of the previous speakers is absolutely correct – pocket rot is a problem called loli loli. Guava seed is a problem. Leaf blight is a problem. And with the loss of taro and the consumption of taro as a food for youngsters who have allergies, it makes good arguments to genetically engineer a solution.

“The problem is we need to genetically engineer ourselves and get away from this idea that taro is for profit, because the farmers . . . one of the other speakers is absolutely correct that not a single taro farmer supports genetic engineering and they are the ones that experience the economic loss, not a single taro farmer. In fact, Ramon dela Pena, a noted expert in taro propagation and a member of the Board of Regents at the University of Hawaii, is opposed to genetically engineering taro. The Bun Long taro that is being genetically engineered has a flower. That is reason enough that engineering a solution can spread to the native taro.

“The taro farmers, interestingly enough, it appears, based on their testimony, do not see soil as a medium. They do not see soil as a segue to profit but see soil as the soul of taro. I am convinced, having had some skepticism before the hearing, that we should leave the taro alone, that we should reengineer our brains and give soil its soul as the native people did by composting the soil, by letting it rest. Taro is being fed by fertilizer and nothing more.

“This is a pro-native position. It’s a pro-taro position, and I could not have been more moved by Chris Kobayashi from Hanalei or John Aana from Makaweli, two people who grow and mill taro for a living, to say leave the taro alone. Thank you, Mr. President.”

Senator English rose to speak in support of the measure and stated:

“Mr. President, I rise in support of the measure.

“Mr. President, members, this measure and the one after this is really a compromise between a number of the parties and that is why we decided to move it forward.

“First and foremost is that it isn’t a strict prohibition against any GMO testing. In fact, it says that GMO testing for one variety of taro will be allowed in secured facilities. Likewise with the next bill, we allow for it in secured facilities. But Mr. President, the compelling issue here and the compelling point here is that there’s a spiritual connection to taro and the Hawaiians have a very strong belief to it. I will agree with the previous two speakers that all of the taro growers that came in from Kauai said that they do not want the taro modified. But there was one other kupuna that came in and sat before us and she said, ‘I grew up eating poi and I eat poi every day, and I want to make sure that my poi is pure. I want to make sure that the taro that my poi is made from is pure.’ It’s the first time we’re hearing from the consumer that they want purity in their food.

“So, members, I ask that you pass this measure because it is a compromise – it allows for the scientific research to continue in very limited circumstances in secure facilities for the non-Hawaiian variety of taro, and it allows for the protection of the sacred taros that the Hawaiian people hold dear. Thank you, Mr. President.”

Senator Espero rose to speak against the measure and said:

“Mr. President, based on the testimony from Senators on the Big Island, I will be voting ‘no.’ Thank you.”

Senators Kim, Nishihara and Fukunaga requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and S.B. No. 2749, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS,” having been read throughout, failed to pass Third Reading on the following showing of Ayes and Noes:

Ayes, 11. Noes, 13 (Baker, Espero, Hanabusa, Hemmings, Hogue, Ige, Inouye, Kokubun, Menor, Slom, Taniguchi, Trimble, Whalen). Excused, 1 (Ihara).

S.B. No. 2750, S.D. 1:

Senator English moved that S.B. No. 2750, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hooser.

Senator Kokubun rose and said:

“Mr. President, I just would like to reiterate my comments to the previous bill with respect to this measure. Thank you.”

Senator Hooser rose and said:

“Likewise, Mr. President. Much of my previous comments I would like to just reiterate.

“But on this one also, there’s a little bit of a difference. The Hawaii Coffee Growers Association, which is composed of coffee growers all over the state, agreed and supported the amended and compromised version that’s before us now. Again, this version does not limit research as long as it does not include open field testing. Thank you.”

Senator Inouye rose to speak against the measure and said:

“Mr. President, I’ll be voting against the measure. I have remarks to be submitted into the Journal. Thank you.”

The Chair having so ordered, Senator Inouye’s remarks read as follows:

“Mr. President, I rise against S.B. No. 2750, S.D. 1, genetically modified organisms and offer the following comments:

“Hawaii is no longer the isolated island chain that once was. Today, ships and airplanes arriving from around the world, unfortunately, bring new diseases and pests. It is not a question of *if* but *when* new diseases and pests will arrive.

“The Alomae-Bobone viral complex is found in the Solomon Islands today. It has wiped out 96 percent of the native taro varieties there. Imagine if that virus reaches Hawaii – what would it do to our native taro varieties?

“In Samoa, when the pathogen, *Phytophthora colocasiae*, finally reached their shores, it caused a 95 percent decrease in yields of their beloved, but susceptible taro varieties.

“In Hawaii, the leaf blight caused by *Phytophthora colocasiae* reached our islands during the 1910’s and caused losses of many traditional taro varieties. At one time, there were 343 named taro varieties in Hawaii and perhaps they were lost due to introduced diseases and pests.

“Genetic engineering for increased disease resistance is just one tool to improve sustainability of crop production. A five-year restriction prevents research that can help to maintain taro production in Hawaii as well as preserve the Hawaiian taro germplasm.

“Hawaii is at an all-time low in taro production – the lowest level since production data has been collected starting in 1946. Diseases such as pocket rot or *Phytophthora* leaf blight are two major causes of the decline in taro production.

“S.B. No. 2749, S.D. 1, emphasizes the potential negative effects of genetic engineering of crops. It institutionalized language that affects the public’s perceptions of the health and safety of existing commercialized genetically engineered crops, such as papaya.

“A moratorium would make taro, including the Hawaiian taro, and coffee extremely vulnerable to unpredictable invasions of plant pathogens and other pests. In the event that a catastrophic pest or disease attacks taro or coffee in Hawaii, a moratorium would be disastrous.

“I urge my colleagues to seriously consider caution in these measures. Thank you, Mr. President.”

Senator English rose in support of the measure and said:

“Mr. President, I rise in support and I ask that my previous comments be inserted as though this was the bill. Thank you.”

The Chair having so ordered, Senator English's comments read as follows:

"Mr. President, I rise in support of the measure.

"Mr. President, members, this measure is really a compromise between a number of the parties and that is why we decided to move it forward.

"First and foremost is that it isn't a strict prohibition against any GMO testing. In fact, it says that GMO testing for one variety of taro will be allowed in secured facilities. Likewise with the next bill, we allow for it in secured facilities. But Mr. President, the compelling issue here and the compelling point here is that there's a spiritual connection to taro and the Hawaiians have a very strong belief to it. I will agree with the previous two speakers that all of the taro growers that came in from Kauai said that they do not want the taro modified. But there was one other kupuna that came in and sat before us and she said, 'I grew up eating poi and I eat poi every day, and I want to make sure that my poi is pure. I want to make sure that the taro that my poi is made from is pure.' It's the first time we're hearing from the consumer that they want purity in their food.

"So, members, I ask that you pass this measure because it is a compromise – it allows for the scientific research to continue in very limited circumstances in secure facilities for the non-Hawaiian variety of taro, and it allows for the protection of the sacred taros that the Hawaiian people hold dear. Thank you, Mr. President."

The motion was put by the Chair and S.B. No. 2750, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED ORGANISMS," having been read throughout, failed to pass Third Reading on the following showing of Ayes and Noes:

Ayes, 11. Noes, 13 (Baker, Espero, Hanabusa, Hemmings, Hogue, Ige, Inouye, Kokubun, Menor, Slom, Taniguchi, Trimble, Whalen). Excused, 1 (Ihara).

S.B. No. 3218, S.D. 1:

Senator Chun Oakland moved that S.B. No. 3218, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Ihara.

Senator Whalen rose in opposition to the measure as follows:

"Mr. President, I rise in opposition.

"I find it deeply troubling that we are setting up, again, different classifications based on race. I don't think it holds true to our community, to Hawaii as a whole, and even our history as a nation. I'm referring to Hawaii as a country as always being accepting and open.

"Here we simply say if you're part or Native Hawaiian, we're going to give exclusive jurisdiction of this child to this agency or commission. It could be Chinese, Japanese; it doesn't matter. Your parents lived here for generations. You could live just as a Native Hawaiian and follow all the traditions and everything else, but you don't get to go there. You're not under that jurisdiction. You have to go somewhere else, but if you're Native Hawaiian, you can. As a matter of fact, you have exclusive jurisdiction.

"Removing them from the family court system, I don't know why. I've worked in the family courts. There are different programs. I have seen kids that are brought up, especially out

in the very rural parts of my island, that they have put them in programs that focus more on the Native Hawaiian culture and value system and whatnot. But it still goes through the family court system, so there's accountability and tracking and whatever else.

"But here to say simply if you're of a certain race, you get to go here, and if you're not, you're in this other system, I just see it fraught with legal problems if someone decides to take it that way."

Senator Chun Oakland rose to speak in support of the measure and said:

"Mr. President, I stand in support of this measure.

"I just wanted to clarify that this pilot program that is proposed over the next year is something that the Na Kupuna Tribunal had proposed to the Legislature. It is a tribunal that has existed for many decades, and what they offer is a different way of helping children in child welfare.

"When I spoke with Maile Hallum, who is one of the kupuna that is advocating for this, I asked the question if children other than Native Hawaiian children could participate in this process, and she said, certainly. So, it is not limited to Hawaiian children. Thank you."

Senator Whalen rose again and said:

"Mr. President, I just want to clarify something.

"I'm not saying that . . . it says exclusive jurisdiction. So if you have a Native Hawaiian child who doesn't want to go to this thing, under this pilot program they'd still have to go to it because they have exclusive. And for those of you who might not know what that means, if you have exclusive jurisdiction, that means no one else has any authority over it except for you. And so, that is what's bothering me about this bill and the comments didn't address that whatsoever."

Senator Chun Oakland rose again to speak in support of the measure as follows:

"Mr. President, I'm standing in support again.

"My understanding is that this would not be something that would be forced. It is voluntary. So if there is, in fact, anything in there that specifies that, that is not the intent of the proponents of this measure. Thank you."

The motion was put by the Chair and carried, S.B. No. 3218, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLACEMENT OF HARMED CHILDREN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen).

S.B. No. 2095, S.D. 1:

Senator Menor moved that S.B. No. 2095, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Trimble rose to speak in opposition to the measure as follows:

"Mr. President, I stand in opposition to this measure.

"The insurance commissioner testified that this bill is premature. Thank you."

The motion was put by the Chair and carried, S.B. No. 2095, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIFE INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Trimble).

S.B. No. 2635, S.D. 1:

Senator Kokubun moved that S.B. No. 2635, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hooser.

Senator Espero rose in opposition as follows:

"Mr. President, I rise in opposition to this measure.

"S.B. No. 2635 was amended by adding language from S.B. No. 3091, a bill which did not reach Third Reading. S.B. No. 3091 was a joint referral to BED/WLA and as the lead, I amended S.B. No. 3091 due to objections and comments from the Department of Land and Natural Resources, the City and County of Honolulu, the Department of Planning and Permitting, Land Use Research Foundation, and Alston, Hunt, Floyd and Ing Law Firm. Yes, there were many testimonies in support of S.B. No. 3091, but I felt the objections were reasonable and valid.

"Unfortunately, S.B. No. 3091, S.D. 1, did not make it to Third Reading. However, some language from the measure was inserted into the current bill we are debating, S.B. No. 2635, S.D. 1, thus my opposition to the bill. For me, S.B. No. 2635, S.D. 1, is very vague and broad and lacks specific details to make the bill workable.

"The City and County of Honolulu, Department of Planning and Permitting, wrote, quote, 'The DPP opposed a section to S.B. No. 3091 because it is unnecessary. It requires assurances that public access to the shoreline of inland recreational areas via right of way be required prior to issuance or renewal of unspecified permits or prior to approval of subdivision or a zoning initiative. Our subdivision and special management area ordinances already require such access. Chapter 22, Article 6, of the Revised Ordinances of Honolulu require that in cases where adequate public access is not already provided, that public access be provided to the land below the shoreline or to the mountains where there are existing facilities for recreational purposes for subdivisions involving six or more lots and multi-family developments. Chapter 25, ROH, special management area states that development within the special management area requires a special management permit,' end of quote.

"The Department of Land and Natural Resources wrote, quote, 'The bill as now drafted is very broad and may have unintended consequences on small landowners or small parcels of public land. The bill currently requires that an agency involved in the permitting process insure that public access is available before issuing a permit for any development project. Development needs to be defined. Does that include building of a single-family home or putting a structure on any conservation district land? Is there a lower size limit that this should not apply to? Does it apply to any land no matter how small? Finally, what is the relationship to a regional access issue? Does it require the agency to insure public access if the parcel under permitting consideration is just one small piece of 10 or 20 that would also be needed for access to a remote piece of recreational land even though the other required pieces may block that access and may not come up for permitting

consideration ever? Finally, once a public easement or right of way is established, who will have the responsibility to maintain it,' end of quote.

"Alston, Hunt Law Firm stated, 'The bill states that agencies shall ensure that a public right of way is available for public use. However, the bill did not explain the scope, purpose, or effect of this review. It seems to prescribe a useless act of uncertain cost and benefit. There is not a standard by which a "public right of way" should be reviewed or granted and the bill does not address the effect, if any, if there is a right of way on the land or there is no right of way on the land at issue. Furthermore, the bill is problematic in that it is not prospective, nor does it consider the landowner's interest and intent whether to grant a public right of way across his or her property.'

"Mr. President, I support public access. It is an extremely important matter which deserves discussion. However, I cannot support this measure as currently drafted. Thank you."

Senator Hooser rose in support of the measure and said:

"Mr. President, I rise in support of S.B. No. 2635.

"Mr. President, from where I sit, this is mom and apple pie. The area that I live in, the area that I represent, the area that I spend my time in is a rural community and public access is something that is very, very, very important and something that is lost forever, in many cases, on a regular basis. People often will go to the beach and all of a sudden they can't go there anymore because the access is blocked. They want to go hiking, all of a sudden someone has built a huge mansion blocking the path.

"Over and over again, we're losing our public access. We're losing our trails. We're losing the public's right to access public resources. If you're a developer, or developer's attorney, or you work for a developer, or you make money from development, then perhaps you wouldn't support this bill.

"This bill is mom and apple pie, and Mr. President and colleagues, this bill does nothing more than give the counties a tool in which to enforce existing law. Existing law says public access has to be provided. This bill merely says that prior to granting or renewing a permit, or approving a development project, subdivision project, or zoning initiative that may affect public access to the sea, the shoreline, or any coastal or inland public recreational area, an agency shall ensure that a public right of way is available for the general public to use to access a public beach or park, trail, or public recreational area.

"I think the public deserves nothing less than this, Mr. President, and I encourage my colleagues to support this bill by voting 'yes.'"

Senator Hogue rose in support of the measure as follows:

"Mr. President, please note that I love my mom and I love apple pie and so I will support this bill. Thank you."

The motion was put by the Chair and carried, S.B. No. 2635, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Espero, Inouye, Menor, Trimble). Excused, 1 (Whalen).

S.B. No. 2004, S.D. 1:

Senator Kokubun moved that S.B. No. 2004, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hooser.

Senator Slom rose in opposition to the measure and said:

“Mr. President, I rise in opposition to this bill.

“This bill that refers to Ahu o Laka or the Kaneohe sandbar has been such a popular place for so many years, and I note that the committee report makes mention of newspaper and media accounts, which would seem to describe a place of anarchy and violence and all of that. Those of us that have been to the sandbar on occasion have found it to be just exactly the opposite – a place where families, particularly local families and military families can go and gather.

“I must admit, I know I’ve only lived here now for 50 years or more, but I have never heard – never heard – until a couple months ago, this area referred to as a sacred spot and a culturally sensitive spot. Now, you could say I’m out of touch or maybe I didn’t hear anything, but this same news media that has been reporting all of the alleged violence and all of the rowdiness and everything else never reported that either. So, maybe I can be enlightened on how all of a sudden we found this to be a sacred spot and why we want to take steps right now to take yet another family activity away from the overburdened, overtaxed residents of Hawaii.

“I urge a ‘no’ vote on this bill. Thank you.”

Senator Kokubun rose to support the measure and said:

“Mr. President, I rise in support of this measure.

“While I can appreciate the fact that I also grew up on this island and did not have the historic knowledge about the significance of this particular site, it was through this hearing process that much of this information came to light. I would in particular point to the testimony from Kawaikapuokalani Hewett, Kumu Hewett, who provided us with a genealogical line back 47 generations to this particular Chief for whom this is a sacred site. There were also numerous testimonies from the DLNR, from the historic preservation division, and members of the public confirming that in fact this is a site of great significance to the Native Hawaiian culture.

“Mr. President, not only that, which I think is enough, in my mind, to justify naming this as a monument, but the fact that the DOCARE (Division of Conservation and Resources Enforcement) officers came forward and talked about the types of gatherings that were occurring, not all the time, but that they did occur where thousands of people would be gathered for these so-called concerts with no sanitation facilities, lots of alcohol being consumed and the fact that fights were breaking out, with again, no sanitation facilities. Mr. President, this was just really shocking to me that this could be happening at an area which many consider to be very, very significant.

“The other part of the measure that I think is very important to keep in mind is that this does not bar anyone from going to that site. In fact, the amended version of this bill only looks at those large gatherings. It was never intended to deny anyone the right to access that area.

“But I think given all the testimony from various kupuna who were there at the hearing, it was one of the most enlightening hearings that I’ve been to. I would comment to all my colleagues here that I think this is a bill that’s worthy for passage and for further discussion. Thank you, Mr. President.”

Senator Hee rose in support and stated:

“Mr. President, I rise in support of the measure.

“I point out that the compiled surveys of G.E.G. Jackson, dated 1882, reduction of Jackson’s Koolau Bay, Oahu, by F.W. Thurm traced from regular map 1848, A.S. Chaney, January 1916, marks Ahu o Laka in Kaneohe Bay next to Moku o Loe and Mokolii and Kapapa Island. I guess this is one of those areas that we seem to have caught up with, but Hawaiians knew from Laka, the man, to Hikawaolena, the wife, to Luanuu, the man, and 47 generations later to Kawaikapuokalani Koko`omaiolaonalaninuiamamao Hewett, as a result of abuse of this place . . .

“It was a blast. By word of mouth, 700 to 1,000 people gathered at Kaneohe sandbar this past Labor Day weekend for some fun in the sun. It was a bring your own booze event with people bringing coolers packed with grinds and drinks. Some even brought picnic tables and barbecue grills, even pets. There were 40 people who got into a fight and this event was absent of adequate security and sanitation facilities.

“It’s another abuse that requires genetic engineering of our brains, so I urge those to support the measure. Thank you.”

Senator English rose to speak in support of the measure and said:

“Mr. President, I rise in support.

“Members, I ask that you support this measure because there’s a lot underlying it. The first thing is that there’s a recognition that there are sacred places in Hawaii and just because one didn’t know that it was sacred or one had no idea, it does not diminish the fact that it is sacred. In fact, the Hawaiian point of view of land is that it’s all sacred.

“The piece of land that you live on, if you go back far enough, will have a name, and you can probably find that name. You may have to go back to what’s called the native registry or the foreign testimony, but every little piece of land had a name and the name tells us the story.

“In this particular case, Ahu o Laka, there’s another name associated with it, which is Ahua a Laka. It’s a little bit different and it might mean the whole island, it might mean something different, but there are two names associated with this place. For those who speak the language and understand the significance, when you hear the name you know that it is a significant place.

“The hearing was remarkable, as was noted earlier, in that Kumu Frank Hewett was able to come in and give the genealogy of Laka, whose name this place is named for, all the way down to the present generations. Hawaiian’s still have that connection to various pieces of land in the state.

“So, I ask that we support this measure, move it forward, and I really appreciate the underlying discussion on this. It brings us back to the realization that from the Hawaiian standpoint, all land is sacred. Thank you.”

The motion was put by the Chair and carried, S.B. No. 2004, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hogue, Slom). Excused, 1 (Taniguchi).

S.B. No. 2501, S.D. 1:

Senator Kokubun moved that S.B. No. 2501, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hooser.

Senator Hemmings rose to speak in support of the measure and stated:

“Mr. President, I rise to speak in favor of this legislation to protect fishing grounds at Haena on the Island of Kauai.

“Mr. President, in speaking in favor of it, I do want to bring to the Floor the recognition that we do have user conflicts statewide. Last year we addressed the issue of commercial charter boats going down the Waianae Coast and interfering with the lifestyle, the fishing, and the recreation of the residents of that particular area. I’d like to say once again that it’s time this Legislature stand up to recognize the necessity for this bill – that the entire State of Hawaii does have to ascribe to the ancient Hawaiian practice of the ahupua`a system. The Hawaiians quite wisely recognize the farthest reaches of the sea as part of their contiguous environment in which they lived and played, and hence they regulated it accordingly.

“We do a very good job, or we try to do a good job recognizing land use and zoning it accordingly. The time has come for us to start looking at the ocean and recognizing those resources, especially the near shore resources, as this bill does. We need ocean zoning. We need to examine carrying capacities at different ocean areas. We need to regulate user conflicts, especially between commercial and conservation and local recreational uses.

“For all of these reasons and many more besides voting in favor of this bill, I’d urge this Legislature to look ahead to the future and start mandating that we regulate and zone our ocean resources to the benefit of future generations. Thank you, Mr. President.”

Senator Hooser rose in support of the measure and said:

“Mr. President, I rise in support with just brief remarks.

“I want to thank the Minority Leader for his remarks. That’s two in one day. We’re starting a new trend here, so thank you.

“I just want to say it’s not just about regulating. This is about community. Those of you that take the time to look into this bill will see that it’s a community based process and it focuses on the people that live in that district and live in that area and takes into consideration the needs of the community. That’s what makes this different from, I think, most other attempts at regulating activities in our state.

“So, with that, I encourage my colleagues to vote in support.”

The motion was put by the Chair and carried, S.B. No. 2501, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FISHING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 12:41 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:55 o’clock p.m.

S.B. No. 2298, S.D. 1:

Senator Menor moved that S.B. No. 2298, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Slom rose in opposition as follows:

“Mr. President, I rise in opposition to this bill.

“While I have supported legislation against unlicensed contractors in the past, this bill is going much too far. It’s very draconian in nature for unlicensed plumbers and electricians. The fines alone are \$1,000 a day for every day. I noticed that they add people that are aiding and abetting and this could open up a lot of people to prosecution who are unknowing of what has happened or what’s transpired. The bottom line on all of this is there really is not a problem unless somebody gets work that is not properly done, and unfortunately, we’ve seen work that’s improperly done by licensed plumbers and licensed electricians.

“So, the fact that the fines are so stiff, I think the aiding or abetting is very vague but very broad, and the fact that they even want to turn off the phone service for these individuals I think goes far beyond the legislation that we’ve all supported in the past for unlicensed contractors. Thank you.”

The motion was put by the Chair and carried, S.B. No. 2298, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CHAPTER 448E, HAWAII REVISED STATUTES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen). Excused, 2 (Hee, Ihara).

S.B. No. 2774, S.D. 2:

On motion by Senator Menor, seconded by Senator Kokubun and carried, S.B. No. 2774, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hee, Ihara).

S.B. No. 2917:

Senator Menor moved that S.B. No. 2917, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Menor rose to speak in support and said:

“Mr. President, I rise in strong support of this particular measure.

“As one of the authors of health insurance rate regulation, I believe that the reasons that justify the adoption of legislation in this area in the first place remain valid and provide us with more than sufficient reason to allow the law to remain in effect.

“As the insurance commissioner has agreed, rate oversight insures that excessive profits are not earned in a market that lacks competition and is essentially dominated by two health insurance carriers. Rate regulation also prevents the dominant health insurance plans from engaging in predatory pricing practices by temporarily setting premiums too low to drive out competition and gain market share. Furthermore, rate oversight provides for a process to which the insurance commissioner can fulfill a watchdog rule for the public, reviewing detailed financial information and properly evaluating rates taxed for

which consumers do not have the time or resources to conduct for themselves.

“Finally, as supporters of the original law predicted, rate regulation has generated millions of dollars of savings for businesses thanks to cases in which the insurance commissioner has reduced or modified rate filings. Health insurance rate regulation has clearly provided definite benefits to consumers and businesses and deserves to be made permanent.

“I also urge the members of the House Leadership team, who in the past have been too willing to bottle up pro-consumer legislation that HMSA opposes, to give this measure a full and fair hearing and to enact it into law. I respectfully urge my colleagues to vote in favor of S.B. No. 2917. Thank you.”

Senator Trimble rose to speak in opposition as follows:

“Mr. President, I rise in opposition to this measure. I was going to let it go, but I was so moved by the previous speaker.

“If we look at the history of regulating business, the period of time when it is most effective, if it is effective at all, is at the beginning. After we regulate an industry for so many years, the industry adapts to this regulation and winds up influencing, motivating or otherwise regulating the regulators.

“So, while I will admit there were consumer benefits, that was the past and it is no reason to let this law continue indefinitely. Thank you.”

Senator Slom rose in opposition and said:

“Mr. President, I rise in opposition to this bill.

“As someone who is a ratepayer as a small business owner, someone who has negotiated health insurance rates for three decades now, I have to tell you quite honestly I do not see any benefits that we’ve had over the last couple years in this rate regulation. Rates have continued to increase. They’ve increased again more heavily for those in small businesses than others. To me the real problem here is lack of incentives for people entering the market.

“While the good Senator from Mililani, the godfather of gas cap regulation as well as healthcare regulation, would have us believe that this is working well and we have taken care of the big bad monster – let’s all say the name, HMSA – the fact of the matter is that we do things in our state to provide disincentives for people that want to enter the market.

“Now, we’ve had one new insurer who’s entered the market since this legislation was passed, and that’s Summerlin Health and Life Insurance. They would have entered the market a lot sooner, they would have made their rates a lot lower, they would have helped more consumers if we had done what we debated several years ago, and that was the exemption of the 4 percent general excise tax on healthcare providers. But we didn’t, and so they’re still paying the 4 percent. They are a for-profit company. They’re paying 4 percent – HMSA and Kaiser are not.

“If we really wanted more competition, if we really wanted more companies to enter this market, that’s what we would do – we would not send a message to the investment community, the healthcare community, and everyone else that, hey, come to Hawaii; we will regulate your business.

“We are the laughing stock of the nation on the gas caps no matter what the good Senator says. It is failing. I noticed that he was making a congressional speech here to his House

Democratic colleagues. I guess they haven’t gotten the message because they want to repeal that.

“This also is not good legislation. It is not consumer oriented, does not help businesses, has not stopped rate increases, has not increased competition! So all in all, it is zero, zero, zero, zero. What we have to do in this state is have a hospitable business and investment climate, not a hostile one where certain individuals in this State Legislature continue to provide us with control measures. Thank you, Mr. President.”

Senator Baker rose in support of the measure and stated:

“Mr. President, I rise in support of this measure.

“I’d just like to call the previous speaker’s attention to the committee report that accompanied this bill. Testimony in support of this measure was submitted by the State Insurance Commissioner, the Department of Commerce and Consumer Affairs, some labor organizations, some business organizations, Summerlin Life and Health Insurance, and some citizens. But the important part is that since the filings began, the insurance commissioner has made reductions to six different rate filings, saving Hawaii consumers at least \$18 million.

“The important thing about health insurance and the cost of healthcare is that unfortunately it’s going to continue to rise, but if you look at what’s happened in Hawaii’s market since rate regulation began, we’ve actually tracked lower than many places on the mainland. Part of it is our population size, part of it is managed care, but part of it has to do with rate regulation. Given the fact that this administration supported it as well as a number of other individuals who wouldn’t necessarily come to the table on this matter, and we have seen savings to consumers, I think this is a pro-consumer bill and I urge my colleagues to support it. Thank you.”

The motion was put by the Chair and carried, S.B. No. 2917, entitled: “A BILL FOR AN ACT RELATING TO HEALTH INSURANCE RATE REGULATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hogue, Slom, Trimble). Excused, 1 (Ihara).

S.B. No. 2413, S.D. 1:

Senator Menor moved that S.B. No. 2413, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senators Baker, Espero, Ige, Sakamoto and Kim requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 2413, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PERMIT APPROVALS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Slom, Trimble, Whalen). Excused, 1 (Ihara).

S.B. No. 2916, S.D. 1:

On motion by Senator Menor, seconded by Senator Baker and carried, S.B. No. 2916, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONTRACTORS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen). Excused, 1 (Ihara).

S.B. No. 2406, S.D. 1:

Senator Menor moved that S.B. No. 2406, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Espero requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 2406, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERMIT APPROVALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Slom, Trimble, Whalen). Excused, 1 (Ihara).

S.B. No. 2091, S.D. 1:

Senator Menor moved that S.B. No. 2091, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Trimble rose in opposition to the measure and stated:

"Mr. President, I rise in opposition to this measure.

"Two things, colleagues – first one, there's another measure going before us today that provides that if you are in foster care your biological parents can be required to pay for automobile insurance if so opined by the state. So, if we allow, in a normal family setting, a child to be removed from the insurance rolls, then we might find one of the unintended consequences similar to what has occurred in Bermuda where people leave their home at the earliest possible age simply so that they can drive a vehicle.

"The second reason that I suggest we look at it carefully is that we would like to have as many people as possible that are insured. It is within some degree of likelihood that the person that is removed from the role of insurance in the family will take that vehicle out and drive it anyway.

"So, two reasons why you should vote 'no' on this measure. Thank you."

The motion was put by the Chair and carried, S.B. No. 2091, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Slom, Trimble). Excused, 1 (Ihara).

S.B. No. 2913, S.D. 1:

Senator Menor moved that S.B. No. 2913, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Slom rose to speak against the measure and said:

"Mr. President, I'm voting 'no' on this bill.

"All the people that testified, testified against this bill except really the bill's sponsors, and that is the IBEW, the International

Brotherhood of Electrical Workers. What this bill does is to increase their membership and their dues by requiring the majority of craftsmen on any project be members of the IBEW and be licensed.

"I'm voting 'no.' Thank you."

The motion was put by the Chair and carried, S.B. No. 2913, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen). Excused, 1 (Ihara).

S.B. No. 2300, S.D. 1:

On motion by Senator Menor, seconded by Senator Baker and carried, S.B. No. 2300, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Hogue, Slom, Trimble). Excused, 1 (Ihara).

S.B. No. 3066, S.D. 1:

Senator Menor moved that S.B. No. 3066, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Hooser rose in opposition as follows:

"Mr. President, I rise in opposition to this bill.

"Mr. President, I believe we had a similar bill last year that died somewhere along the way, and this bill is a bill for an act relating to interest and usury, S.B. No. 3066, which purports to level the playing field for local lending institutions who generate credit cards and give them the same opportunity as credit card companies in Delaware and other places on the mainland to charge, in my opinion, outrageous and often obscene rates of interest. I would see this as a bill that is bad for consumers and good for credit card companies and banks.

"The committee report says it finds that current Hawaii law places Hawaii-based credit card insurers at a pricing disadvantage. I would suggest rewording that to say that the current Hawaii law places consumers at a pricing advantage because it does not allow local credit card companies to charge the kind of rates that are charged elsewhere. If this bill passes, then that protection will be removed.

"It also removes a provision in the present law that requires the annual percentage rate to be stated and instead says they don't have to do the annual percentage rate. They simply have to do the simple percentage rate and list the fees along with it. I believe that consumer protection requires or should require when at all possible and as often as possible that the annual percentage rate be listed so consumers know the true impacts of the credit that they are undertaking.

"I believe credit card companies make lots and lots of money and it's not our responsibility to ensure that they make even more money. With nearly 1.4 billion credit cards in circulation, US credit card use is larger than the rest of the world combined.

"This bill will lead to increased bank profits and increased personal debt. Seventy percent of American families last year said they're carrying so much debt that it makes their family

lives unhappy. I do not believe credit cards are an inherently healthy financial instrument and I'm unable to support this bill, which I believe is not in the best interest of Hawaii consumers. Thank you."

Senator Menor rose in favor of the measure and said:

"Mr. President, I rise to speak in favor of this measure.

"Mr. President, I'm very sensitive and mindful of the concerns that were raised by the Senator from Kauai, however, I'd like to point out that I think that unlike last year when the Senate decided to recommit this bill, I think that there are persuasive arguments that can be raised in favor of keeping this bill alive for further consideration this Session. I would note that last Session the Department of Commerce and Consumer Affairs took no position on this issue. However, when the CPH Committee heard this bill, DCCA testified in support.

"In their testimony, I think they provide some very persuasive reasons why we should keep this measure alive, and with the indulgence of my colleagues on the Floor, I wanted to read relevant excerpts or portions of their testimony for your consideration. This testimony was submitted by Nick Griffin, commissioner of financial institutions, and in his testimony he says, 'The bill's proponent's concern that local credit card issuers who export their credit card related jobs to other jurisdictions appears to be historically and factually based. For example, in 1980, New York City Bank credit card business was squeezed between New York State usury law limits which were significantly lower than the double digit cost of prevailing funding rates. City Bank's credit card line of business, which employed 3,000 people in New York, was losing millions.

"Earlier US Supreme Court decisions allowed credit card issuers to export the rates and charges allowed in their home state to other states without needing any consent from those other states. City Bank could charge whatever level of rates and fees they felt appropriate in order to cover their costs and provide a margin of profit provided they found a new receptive home state. City Bank therefore moved its entire credit card business and its 3,000 jobs from New York to South Dakota, which it recently eliminated its usury laws in a bid to attract credit card issuers and used these changes to implement higher interest and fees on its credit cards, moving that line to profitability. Other states such as Delaware also quickly passed similar usury repeal legislation and created another niche – home state for credit card issuance and operations businesses which have attracted thousands of jobs.

"The current Hawaii statutes governing the level of credit card interest and fees placed Hawaii-based card issuers at a pricing disadvantage relative to other issuers in locations such as South Dakota and Delaware. S.B. No. 3066 appears to address that card issuer pricing disadvantage by providing Hawaii card issuers with the ability to charge interest and fees comparable to the more favorably located credit card issuers."

"I find this testimony to be persuasive, and accordingly I ask my colleagues to vote in favor of this bill. Thank you."

Senator Trimble rose in opposition to the measure and said:

"Mr. President, I rise in opposition to this measure. I was going to let this go except for the remarks of the previous speaker.

"We live in a world that is becoming increasingly global. And to raise the argument that somehow if we don't do away with our usury laws, jobs will be lost, is wrong. The truth of the matter is that backroom operations have already left Hawaii.

Backroom operations no longer occur in most of the United States because they've moved to the Philippines, to India, and to China.

"And so, to bring up this argument really does insult our intelligence. Thank you."

The motion was put by the Chair and carried, S.B. No. 3066, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEREST AND USURY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (English, Hooser, Trimble). Excused, 1 (Ihara).

S.B. No. 2911, S.D. 1:

Senator Menor moved that S.B. No. 2911, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Slom rose to speak in opposition and said:

"Mr. President, I rise in opposition to this bill.

"Holy cowbells! How long, how much are we going to burden Hawaii's taxpayers with the gas cap? I know it's one man's dream, one man's fantasy, one man's delusion, but hey, come on, this act is so flawed already. And now we have this bill, which is going to make it so difficult and so complicated, nobody could figure out what the price would be except that we all know the price will continue to go up under the gas caps. The DBEDT study showed that since last year, people have paid on average \$65 per person more because of the gas caps. We're going to see more gas cap price increases.

"This bill, this bill is a Rube Goldberg bill. We're talking about new zones. We're talking about adding Singapore. We're talking about commanding the PUC, in the case of holidays, to take the previous four-day week when there was no holiday and average that into the next week. We've got all kinds of facts and figures in here except the number one fact and figure – the gas cap is a FAILURE! The gas cap is anti-consumer!

"I find it amazing, first of all, that I kept seated during the last bill, but secondly, that the Chair was arguing for higher interest rates, higher credit card costs, higher fees, as a stabilizing factor, but we've got to go after those miserable gas companies and petroleum companies. Gee, I hope they would never think of moving any of their facilities or any of their people out of state because of meddling by the Legislature, because of interference by people that have never worked in that industry, by people that sit here and tell other people how to run their business, and in the process, hurt the very consumers they say they're going to help. No one wants this gas cap because it doesn't work! No one has followed this gas cap anywhere in the country because it doesn't work! Our consumers have not saved money! No one has been better off.

"So now, we have our Chairman saying he won't even hear those bills coming over from the House. Well, I guess that will guarantee he won't be going to Washington so we can stay here and debate this for another couple of years. But this bill is bad. It doesn't solve the problem. If anything, it makes it worse.

"Businesses and investment advisors and people that want to look at Hawaii as a serious business climate do not want to see legislation like this, do not want to see us interfering with businesses that are lawfully conducting their business. We've

tried ten years in the courts to try to pin the tail on Chevron without success. So we can't do it in the courts, we try to do it in the Legislature.

"In this case, as I say, the only victims are the consumers. This is the most anti-consumer of legislation we can have. I urge you not to continue supporting this. Wait until the bills come over from the House and demand that we have transparency and public hearings and eliminate this gas cap. Stop the madness."

Senator Menor rose in favor of the measure as follows:

"Mr. President, I rise to speak in obvious support of this particular measure.

"Alright, we've heard the rhetoric. My colleague from across the aisle who opposes this bill is once again engaging in the kind of rhetoric that the oil companies and the administration continue to parrot instead of contributing to a thoughtful and productive discussion of the issues. The underlying assumption of the previous speaker's argument against this particular bill is that we have a free market, which goes totally contrary to the findings of study after study about the petroleum industry which has repeatedly shown that no free market exists for gasoline in Hawaii, only an uncompetitive oligopoly.

"Now, these champions of the oil companies are the same individuals who made dire predictions before the implementation of our pricing law that our law would lead to serious gas shortages, severe supply disruptions, refinery and gas station closures, and would never result in price decreases. These predictions, of course, have failed to materialize. They would have us believe, as the previous speaker has tried to argue, that our gas pricing law is a total failure and that consumers would be better off without gas pricing regulation. However, a careful, thoughtful, and deliberative analysis of pricing data, Mr. President, would indicate otherwise.

"Although gas prices in Hawaii remain high, the fact is that our gas pricing regulation, while not perfect, has benefited consumers by improving our market in two key areas. First, it's clear gas prices would be higher than they are now if we did not have gas pricing regulation. And second, at long last, Hawaii's market is behaving or reacting more like competitive markets on the mainland, which means that prices in Hawaii don't only go up and stay high like they used to, but they also come down when mainland prices fall, something that rarely occurred before pricing regulation took effect. And when prices come down, Mr. President, consumers save money.

"Now, to illustrate the first point, I'd like to refer to this chart. This is a chart that contains AAA figures showing the typical pattern Hawaii gasoline prices followed in previous years in contrast to mainland markets. As you can see, Mr. President, along with my fellow colleagues, Hawaii prices remained high with little fluctuation – that's the top line that you see – even during those periods when market forces were pushing prices on the mainland down.

"Since the implementation of our gas pricing law, Hawaii prices now tracked mainland price decreases. In making these points, I'm relying on the data and analysis of Mr. Tim Hamilton, an independent nationally recognized petroleum industry analyst. According to Mr. Hamilton, looking at the data, the average pump price for conventional regular unleaded gasoline in the US fell approximate 81 cents per gallon by February 24, 2006, or 26 percent from the Katrina high mark last October. In the same time period, regular unleaded

gasoline in Honolulu fell by 92 cents, about the same 26 percent reduction we saw on the mainland.

"Moreover, according to Mr. Hamilton, the effectiveness of our gas pricing law can be seen and clearly shown by comparing the price of unregulated diesel fuel in Hawaii with the price of diesel fuel on the mainland. And when you look at the data, it is quite compelling and persuasive. The price of diesel on the mainland fell nearly 69 cents per gallon or 21 percent, but in Hawaii, the unregulated diesel fuel only fell 18 cents or 5 percent while the gasoline prices regulated by the price regulation fell by the same percentage as gasoline on the mainland, or about 26 percent.

"Now, if gasoline prices in Hawaii had not been regulated by our gas pricing law, as some of my colleagues from across the aisle would want it to be, and behaved in the same fashion as an unregulated diesel fuel in Hawaii, which fell a mere 5 percent, motorists in Honolulu would have paid \$3.40 per gallon or 73 cents more for regular unleaded gasoline on February 24 instead of the \$2.67 reported by AAA. I believe that this sort of analysis is valid and appropriate, given the fact that again when you look at the historical pricing data, the problem that we've had with Hawaii's market is that Hawaii prices have always increased or remained at their highest levels whenever mainland prices increased or spiked but rarely ever decreased when mainland prices fell. And this is what our gas pricing regulation is impacting. Now, this explains why the Honolulu Star Bulletin in its editorial entitled 'Unrestricted diesel prices show gas cap works,' this explains why they came out with that editorial. And while I don't always agree with my friends or the representatives of the media, I think that with respect to this particular issue, that they are right on the mark.

"It should also be noted that the Majority Leader of the House, which is now apparently reversing course and seeking to repeal our gas pricing law, released his own study on January 11th of this year which stated that driver's have saved \$33 million thanks to our gas pricing regulation. Furthermore, in an August 29, 2005 Star Bulletin article, the Chair of the House Energy Committee, which has jurisdiction over this issue, was quoted as saying that a system of transparency is insufficient without the hammer of pricing regulation that requires oil companies to lower prices.

"Mr. President, I wholeheartedly agree with the earlier sentiments of the House Majority Leader and the House Energy Chair, and in this regard, I believe the House members will be well advised to review their Majority Leader's study as well as the House Energy Committee Chair's previous comments before taking final action on this issue.

"So, my fellow colleagues, I believe that the pricing data strongly supports the contention that our gas pricing law has been working as intended, keeping Hawaii's gas prices from going even higher than they would be without the law.

"Now, let me just address one criticism that has been made, and I'm sure you're going to be hearing that criticism from other speakers from across the aisle if they decide to speak on this issue, and that one criticism is that our gas pricing law is allowing the oil companies to charge higher prices than they would without the law. Mr. President, not only is this refuted by pricing data, but it really defies common sense and logic. If those critics allege the oil companies are better off now with our gas pricing law, then how can you explain the relentless vehement opposition to the law since we all know that their sole purpose is to maximize profits. The reason why they have been fighting tooth and nail to kill this law is because they know and recognize that the law forces them to set prices at lower levels than they would without any price regulation.

"And so, Mr. President, I believe that there is considerable evidence that the gas price law is saving money for Hawaii consumers. But the fact that our law is working, does not mean that it cannot be improved and strengthened. Therefore, I am recommending that amendments be made, and these amendments are incorporated in the measure before you, that amendments be made to our gas pricing law to lower the gas price ceiling further so that Hawaii's consumers can realize even greater price savings in the future. And I'd like to note again that these amendments were developed in consultation not only with consumer advocates, but also with Mr. Tim Hamilton.

"I'd also like to emphasize again that most of the proposed changes should have been made by the PUC, considering that the commission's own consultant, ICF Consulting, recommended these kinds of changes be made to set the price ceiling at an appropriate level.

"Now, I won't go into the specific amendments, in the interest of time, because they're, I believe, adequately discussed in the committee report and delineated in the bill itself. But let me just wrap up this portion of my presentation by saying that when you take all of the amendments together, there is no question that savings will be realized. For example, when applied through 2005 and 2006 actual prices, Mr. Hamilton estimates that these provisions taken together should reduce the maximum wholesale price ceiling by an average of an additional 15.6 cents per gallon or approximately 16 cents per gallon. Had the PUC adopted these kinds of changes last year, they would have dampened the price spike following Katrina by reducing the maximum wholesale price at times by up to as much as 30 cents per gallon.

"When the savings that will result from the amendments that are contained in this bill are multiplied by the 2005 statewide gasoline consumption of 438 million gallons, S.B. No. 2911, S.D. 1, holds the potential to return an additional \$68.3 million annually to the pockets of motorists. Since the savings would stay and turn over in the local economy instead of leaving the state as higher oil company profits, the potential impact on the state economy can be estimated at \$205 million annually by conservatively applying an economic multiplier of 300 percent.

"So, I urge my colleagues to pass this measure and to at least keep it alive for further discussion and consideration. Mr. President, I'm also cognizant of the fact that the House is considering its own bill and will probably be moving their measure over to the Senate for further consideration in the coming weeks, and I just want to indicate to my colleagues that I will keep an open mind to the House measure, especially since it includes some provisions that we may want to incorporate into the Senate version, such as the transparency provisions that are contained in the House measure. I also know and I appreciate the fact that several of my Senate colleagues have other proposals to offer by which we might be able to further strengthen our gas pricing law and I'd like to assure my colleagues that those proposals will be considered by myself and given a hearing in the future.

"So, for all these reasons, I believe that the amendments that I've discussed will improve and strengthen our gas pricing law and would therefore recommend that we pass this measure. I want to thank my colleagues for giving me the opportunity to continue my work on this important measure. Thank you."

Senator Hogue rose to speak in opposition and said:

"Mr. President, I rise in opposition to this particular measure.

"At the hearing that we had on this measure, there a number of analysts who came forward with their figures and it is interesting how intelligent people can come up with different ways to look at a particular issue because there were analysts who were there who strongly suggested that this gas cap has not worked and there were those, as the fine Senator from Mililani mentioned, that say that it has worked. I noticed that there hasn't been a lot of mention about the DBEDT study that was just recently released, but we all saw it on the front page of the newspaper about the amount of monies that each consumer that consumes gasoline in our state has paid out. When you consider how much money is spent on gas products over the year, that's a considerably high percentage of an increase that have come out of our pocketbooks.

"Another thing that has not been brought up on the Floor is how we are going to tweak this. I remember when we had this discussion a couple of years ago there was discussion about how we had to listen to mainland markets and then that gas cap regulation would work. And it was obvious by the events of this past year that it didn't work. There was a fire at the Tesoro refinery. There was Hurricane Katrina. And in each case, gas prices spiked upwards.

"Now we are told that we have to listen to or include Singapore. All we have to do is look at the events of the past year and we recognize what has happened in that part of the world. There was a terrible tsunami. What happens if there's an upheaval, maybe a political upheaval, in that part of the world?

"We cannot predict the future. We couldn't predict the future the last time so we are asked to tweak this again to see if it will work. Well, it didn't work last time and we will continue in further sessions here to be asked to tweak it again. We'll tweak it again and again and again, and we will still not get the results that the previous speaker wanted because the market speaks for itself and the market has spoken very loudly that this doesn't work. The constituents are ultimately the arbiters of all the different information that has come forward and they have spoken very loudly.

"I know that in the research that we sent out, the survey to my constituents which was sent out at the beginning of this Legislative Session, we asked them, do you believe that the gas cap has saved you money? Over three to one, they said 'no.' Do you believe that the gas cap should be repealed? Three to one they said 'no.'

"So, I'm listening to the consumers. I'm listening to my constituents. I hope you will listen as well and I hope you will vote 'no' and we just have to repeal the gas cap. Thank you, Mr. President."

Senator Slom rose in rebuttal and said:

"Mr. President, just a brief rebuttal on a few of the remarks that were made by my good colleague from Mililani.

"First of all, I'm not now, nor never have been, nor never will be an apologist for either the oil companies or anyone else. I think my independence of testimony in voting has displayed that.

"I noticed, though, that the good Senator talked about the harsh criticism from the administration and the relentless vehement opposition and tooth and nail attacks. Gee, if it were only true. If that were only true, we would have repealed the gas cap before. The administration has gone on record from the very beginning saying that they oppose it, but the administration has done nothing to either repeal, suspend, or do anything else

about it. And as far as criticism from oil companies and from other interests, sure they've written letters to the editor or they've spoken up, but many people, believe it or not, are afraid of the power of certain Legislators here, the ability for them to manipulate their business. So, I didn't see any tooth and nail fight, but I'd be glad to see it.

"As to the point about the dire predictions that were made, I was thinking back and I think the good Senator is correct. There were dire predictions made . . . with the original bill, because the original bill was going to attack the retailers on every island. And those retailers came here and told the Chairman and told many others that if in fact that bill passed like that they would be out of business and they would have tremendous unemployment. So it wasn't me making the dire predictions, it was them and that was the original bill on retailers.

"So, the shift in emphasis was to the wholesalers. And then the shift was from the index, as the Minority Floor Leader pointed out. And we've done all these changes but the result is still the same, and it is true that good people of good will can disagree and have different conclusions but we go back to the original study, the original study and the group that was hired, the consultants that were chosen by the former Governor and by the legislative supporters of this legislation – and I'm talking, of course, of the Stillwater Study. When it came out, because it didn't have the outcome that the supporters wanted, they dismissed it and attacked it. It's kind of like attacking that newspaper – that unknown, unnamed newspaper, sometimes we like it if it agrees with us and most times we don't because it doesn't. You can't be one way or the other. I'm just very ecumenical about it – both papers do very little to enlighten people here at any time. So, the major mass media, the so-called mainstream media, has done a great disservice by not covering these issues.

"Then there's the question again about which study do you believe and which expert do you believe. Remember the old saying, Mr. President, you can't fool kids? Well guess what? You can't fool consumers either. And they may not have read the studies, they may not have even heard the wisdom that comes from this body, but they know one thing – they've been hosed. They've paid more for gasoline. They don't like it. They want it out. And with their lack of analytical skills or anything else, they're the ones that reach in their own pockets, put their own money in increasing amounts into the price of gasoline.

"Now, the good Senator started talking about diesel and I was confused. I thought we were still talking about gasoline, but I didn't see a bill to regulate diesel. Maybe that'll come later or maybe that'll be amended, but the two are wholly separate. And so to bring in the diesel argument I think it doesn't fit here.

"And when the discussion started, it was about how we don't have a free market. Well, I agree. I agree with the good Senator from Mililani. We do have an oligopoly. And even during the court cases and all of the rhetoric of the supporters of regulation when they were chastising Chevron because of the tremendous profits that they were allegedly making, anybody knows that if those kinds of profits were real that we would have people knocking at our door to go into that business. But they don't for two reasons – the numbers were never real, number one; and number two, it is so costly in terms of investment, in terms of infrastructure, in terms of equipment, plant, maintenance, everything. That's why we have the two refineries and no more. That's why we don't have anybody rushing in, and certainly gas cap price regulation hasn't encouraged more competition.

"So, I'm a little confused. Is the supporter of this regulatory, collectivist, socialist legislation saying he really wants a free market? In which case we should get rid of this kind of legislation, but I don't think so. He just threw that in as a canard. We don't have a free market, and by God, we don't really want one. I think we do and I think that's the direction we should be taking whether we're talking about healthcare or we're talking about gasoline or anything else, because we know the blessings of competition. We see that all the time. We see it in computers; we see it in cell phones; we see it everywhere that the government is not regulating the prices or the way that the companies do business. If they break a law, prosecute them to the full extent, but if they don't, leave them alone and get out of the way.

"And finally, Mr. President, I remember the Minority Leader, just a couple years ago, raised the issue if we're going to regulate gasoline, why don't we regulate Wheaties? Well, I happen to eat Wheaties, Mr. President, with raisins, if you want to know. A box of Wheaties at Safeway currently, when it's not on sale, is \$5.45 for a box of Wheaties. On the mainland that box of Wheaties is \$2.29. Where is the Wheaties regulations?

"And how about housing? My God, we're all watching our houses go up! You know what I'm afraid of is those houses on the Windward side that suffered all that traumatic damage last week, they're going to raise the assessment because now they have indoor pools and they have easier access to sewage. So why not regulate house? Why no regulate homelessness? Why not regulate everything? The simple answer is because these legislative regulations don't work! They never have; they never will! And the people that pursue them are doing the public and the taxpayers a disservice.

"There are options and there are alternatives to lowering the price of gasoline, not the least of which is cutting the highest gasoline taxes in the nation in this state. But we don't do that. We don't do anything that has incentives because there is an agenda here and the agenda is get Chevron, get HMSA, get the big guys. I'm a small businessman. I'm supportive of small businesses. But if you go after the big guys and you want to go and do something to interfere with their market potential, then you're affecting every small guy and gal because they – here's a secret – they want to become bigger. They want to become more successful. And regulation, government price regulation doesn't work.

"We don't talk about regulating the labor unions. We have all these bills, dozens and dozens and dozens of bills to give them more rights, give them more power, give them more salaries, give them more personnel. But business . . . we go after business. And then we wonder why we can't diversify our economy here and why we can't attract that investment capital. Regulation doesn't work and I don't care whether you're talking about diesel or you're talking about gasoline or you're talking about Wheaties.

"And finally, the good Senator from Mililani talked about, well, at least what this did – what these price caps and gas caps did – was to make sure that our prices went down when the prices went down on the mainland. I want to see that graph. I want to see that graph accurately reflect when there were price discounts on the mainland, whether our prices stayed down or, like next week, they're going to go up another 12 cents. The truth of the matter is they've gone down; they've gone up; they've gone down; they've gone up. But if you look at where they were before we had the price caps, we're above that amount, and people have paid all of that money.

“And a final comment is, one of the other arguments was we’re going to narrow the difference in cost between mainland average gasoline prices and Hawaii prices. Not only did we not narrow that gap, we have extended it so the gap now is greater than it was before the gas caps. How much more evidence did we need? How much more time in this will we have?”

“I’m very happy to hear the good Senator say he has an open mind. I don’t know whether he’s going to need genetically modified brain work from the good Senator from Kahaluu and I don’t know whether open mind means he is going to hear the bills when they come over. I certainly hope he does. Thank you, Mr. President.”

Senator Menor responded as follows:

“Mr. President, I just wanted to offer a few brief comments in response to several of the statements made by the previous speakers, as well as to offer points of clarification.

“The Senate Minority Floor Leader has raised an argument that basically perpetuates a misconception that somehow our gas pricing regulation caused the significant price spikes that occurred subsequent to Hurricanes Katrina and Rita. That’s the same sort of misconception that is included in DBEDT’s analysis, which makes it a very flawed analysis. DBEDT also downplayed and ignored significant economic events and also assumed that Hawaii is unaffected by national and global petroleum markets. In its analysis, DBEDT asserts that had Hawaii prices not been capped, they would not have spiked after Hurricane Katrina. Their reasoning is that prices did not spike significantly after small hurricanes in the past, such as Hurricane Ivan.

“The agency and my colleagues from across the aisle would have us believe that the most destructive hurricane in the history of the Gulf did not make any difference in the price of gasoline. DBEDT’s absurd conclusion is that prices in Hawaii would have remained flat while those on the mainland skyrocketed if the cap had not gone into effect.

“As the industry analyst with whom we consulted, Mr. Hamilton, correctly points out, this aspect of the study and assertions that have been made in that regard really represent a fatal flaw and completely ignore the observations of every industry analyst regarding the impact of Hurricane Katrina on national and international gasoline markets. In fact, Bruce Smith, the president of Tesoro, told KITV after Hurricane Katrina, ‘Prices would have gone up with or without Hawaii’s gas cap law,’ and that’s a direct quote from the president of Tesoro.

“The critics of our gas pricing regulation also frequently make reference to Stillwater in support of their position. But if you look at the Stillwater Report carefully, there are important aspects of the report which in fact supports the need for pricing regulation in the gasoline market. Let me read some excerpts or quotes from the Stillwater Report. The report begins with the conclusion that the, quote, ‘high profitability of Hawaii’s gasoline market, relative to other markets, is indicative of the use of market power in an oligopoly.’ That’s a direct quote. In addition, Stillwater admits that higher prices on Maui is a result of monopoly power. In other words, we’ve got a broken and uncompetitive market. We’ve got a situation where we’ve got a market that is tightly controlled by two oil companies which makes it difficult for new entrants to enter into this market. Given the kind of unique and difficult market situation that Hawaii is faced with, it has become imperative for us to move with the sort of strong pricing regulation that we passed several years ago and which we are seeking to improve during this Legislative Session.

“And finally, Mr. President, I believe it was the Senate Minority Leader who commented that we appear to have a disagreement among experts and consultants. But I would point out that if there’s any consultant for whose opinion we should give significant weight, I believe that that consultant would be the PUC’s own consultant, ICF Consulting, which was retained by the PUC for the purposes of evaluating our pricing regulation to recommend changes that could benefit consumers and ultimately to help the PUC adopt the position that would be in the best interest of the consumers and not the oil companies.

“In its report, ICF Consulting, which did a non speculative analysis based on actual data covering approximately the same period of time in its report to the PUC, which was from 1999 to 2004, found that had a cap been in place using ICF’s recommendations, that price cap would have reduced prices by 10 to 13 cents per gallon.

“So, Mr. President, I believe that the evidence is very persuasive and compelling that we need to have effective and strong pricing regulations to promote and protect the interest of consumers in Hawaii, and accordingly, I would ask my colleagues to vote in favor of this particular measure. Thank you.”

Senator Tsutsui rose to speak in support of the measure and stated:

“Mr. President, I rise in support of this measure, I think.

“The good Senator from Mililani made a comment saying that the gas prices would be higher today if we didn’t have a gas cap. I’m still waiting for the data to prove that. The good Senator from Mililani also showed us a nice chart showing the differential in the Hawaii retail prices versus the national retail prices in 2003. I had asked for a comparison looking at after September 1st when the gas cap was put into place. I’m still waiting for that chart.

“I would like to add, however, Mr. President, that I think the gas cap amendments that are being proposed today would actually help the gas cap. However, I still think that we should explore any and all options that are still out on the table, including the proposal that will be sent over from the House to provide greater transparency.

“Mr. President, part of my reason for continuing to support this measure is that I was given a personal commitment from the Chair of the Consumer Protection and Housing Committee that he would actually hear the measure that is being sent over from the House.

“In addition, Mr. President, myself and several members of the Majority Party have been working on possible amendments to the gas cap, those of which have been sent over to the Chair of Consumer Protection and Housing, and it is my understanding that he would hear these amendments as well in Committee after crossover.

“So, for those reasons, Mr. President, I will continue to support this measure. Thank you.”

Senator Hemmings rose to speak against the measure and said:

“Mr. President, I wish to speak against this legislation.

“Mr. Chairman, Mr. President and colleagues, I wish to share some thoughts and maybe we’ll influence some votes here today. First of all, regarding consultants, I do agree with the

good Senator from Mililani that you usually get what you pay for. It's like lawyers hiring expert witnesses. You oftentimes get the consultant to come to the conclusion that you're paying them for.

"The question we all should ask ourselves is, what is this legislation originally intended to do and who is it helping? It is written right in the preamble of the original legislation that it was never intended to lower prices and it hasn't. So who is it supposed to helping? The consultant I'm concerned with is the consultant that we call the consumer, my constituents, who have overwhelmingly opposed this law as they have throughout the State of Hawaii. As predicted, none of the other states have followed suit with this legislation.

"This legislation does track mainland prices and what it does, the result is that every week, on a weekly basis, Hawaii remains the number one priced gasoline state in the nation. It's tracking real well. It's keeping Hawaii as the highest and most expensive.

"When we originally addressed this legislation, we talked about the real reasons why prices are so high. And I do appreciate the good Senator from Hawaii Kai pointing out the price of Wheaties, but we never really talked about, nor have we examined as a Legislative Body, reducing the cost of everything in Hawaii by reducing employment costs like out-of-control workers' comp rates, regulatory costs that regulations put on the marketplace and drive up costs, tax cost – Hawaii's taxes and gas remain amongst the highest, not the least of which includes the 4 percent excise tax.

"I do want to enter into the record that our staff produced some numbers that cannot be refuted and that is the electrical costs in the State of Hawaii – the cost of electricity, which is a PUC regulated business – are 152 percent above the national average. Gasoline is currently 26 percent above the national average.

"This legislation, S.B. No. 2911, is getting out of the frying pan and into the fire because one of the things it does do is index the cost to include the Singapore market, which is a foreign market. I do recall that Singapore was a member of the oil cartel that cut off oil supplies in '74 resulting in long gas lines in Hawaii. Indexing our oil prices to the Indonesian market is a very, very unwise thing to do.

"The last thing is regarding free markets. We'll never have overall competition in the Hawaiian market regarding large oil refineries because the market is too small. But one thing we do know about the free market is that it's not free at all. An oligopoly is much more competitive than a government controlled market. So if you really want to go towards a free market, we should get rid of this legislation.

"The last thing I do want to offer the good people of Hawaii and the Senate and especially the more enlightened Majority Party Senators is the best thing to do to compete against big oil is to make it obsolete, and we're the best state in the nation to use renewable energies to turn our economy into a hydrogen propulsion economy. I will tell you that there are some good Senators, not the least of which is the Chairman of the Energy Committee that has started to look in that direction, and for the first time, I think this Legislature in 30 years is willing to work towards liberating ourselves from fossil fuel dependency. If you want to compete against oil, make it obsolete.

"So I would ask my colleagues to vote this legislation down. I hope the good Senator does keep an open mind and hear the legislation to rescind it. I'll remind the Majority Party colleagues that this is still a democracy. The Chairman of a

Committee is not the totalitarian ruler of all things in that Committee, and at any time the Committee can work with the Chairman. If the Chairman opposes something, the majority of the Committee members can overrule that opposition. So, we don't have to rely simply on a Committee Chairman for when and how legislation is going to be heard. That's what more enlightened democracies would do – we'd go with the will of the majority, not the dictates of one Committee Chairman.

"So, I'd urge my colleagues to vote 'no' against this and send the signal out that we're going to repeal the gas cap as the ultimate consultants on this issue have spoken so loudly about, and those consultants are our neighbors, our friends, and those people that helped elect us to office. Thank you, Mr. President."

Senator Kim rose with reservations as follows:

"Mr. President, I rise to speak with reservations.

"Mr. President, when the gas cap first came out, I'm on record as voting in favor of it. However, last Session, I supported an amendment that came from the House which would have given the Governor the power to turn the gas cap on or off in the event that circumstances warranted it. My reasoning was that we would be out of Session when the gas cap was scheduled to go into effect and in case something happened, there would be a mechanism to suspend the gas cap. Little did I know or we all know then that Katrina would hit, it would ravish Louisiana, and our gas prices in the Gulf region would soar as it did.

"Had the amendment passed, the Governor would have been able to suspend the implementation during that time. The reason the amendment did not make it into the bill, as we know, the Chair of the CPH Committee would not give prior concurrence. But he agreed that he'd be the first to support the amendment if the PUC formula has problems. He made that commitment to us in Caucus. Well, it seems we've had nothing but problems with the PUC, and if we didn't, we wouldn't be having to make all these amendments in this bill today.

"We keep hearing about how the gas cap is benefiting the consumers. Well, like the good Senator from Kaneohe, I also send out a survey to my constituents at the beginning of each Session. The results of my survey show: to the question I read, Do you feel that the gas cap law is working? Only 22.8 percent of them said 'yes,' whereas 77.2 percent said 'no.' And to the question, Should the gas cap be repealed? The results were about the same – 24 percent said 'no' we shouldn't repeal it and 76 percent said 'yes' we should repeal it. Now keep in mind that these results are preliminary because they're still trickling in very slowly. In fact, I got three more between yesterday and today, and again this one says 'no' it's not working, and 'yes' we should repeal. This one says, 'no, it's not working; yes, it should be repealed; it is clearly not working,' written in black ink. And the third one says, 'no, it's not working; and yes, the gas cap should be repealed. Better than riding a seesaw, develop inexpensive options, alternative fuel sources, biodegradable, etc., etc., etc.'

"Mr. President, no matter how hard we try to spin this, the wholesale price supposedly is lower because of the gas cap, but the consumers – my constituents – do not believe it's working. Why? If it's supposed to benefit them, why aren't they believing that it's working? And even with these new amendments, which may make the gas cap better, there's no guarantee that these new savings are going to be passed on to the consumers.

"In fact, it's interesting that when the PUC announces that there's going to be a decrease in the price, if you drive around town, it's nowhere near what they say it's going to be decreased by. If they say it's going to drop by 16 cents . . . first of all, the first three days it never goes down because they say, 'oh, I still have gas in my tanks that I paid the higher price for.' And when it finally gets to the middle of the week it never goes down by 16 cents. It might go down by 5 cents or 6 cents. But, as soon as they say the price is going up by 10 cents or 5 cents, trust me, the first thing Monday morning, those prices are up no matter how much gas is in the ground that they paid the lesser price for. And it's interesting that it goes up to the maximum amount that the PUC says.

"These are concerns that I raised in the Caucus. These are concerns that need to be answered, and if in fact this gas cap benefits the consumers, then by all means, let's make sure that the consumers believe that it's benefiting them. Thank you."

Senator Hemmings rose and said:

"Mr. President, point of clarification – was the previous speaker speaking for or against the legislation?" (Laughter.)

The Chair responded: "With reservations."

Senators Hooser, English, Ige, Nishihara and Hanabusa requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 2911, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Hogue, Slom, Trimble). Excused, 1 (Whalen).

S.B. No. 2190, S.D. 1:

Senator Kanno moved that S.B. No. 2190, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Taniguchi.

Senator Slom rose in opposition to the measure and said:

"Mr. President, I rise in opposition to this bill.

"For a number of years now, there has been an issue of employers in Hawaii, businesses in Hawaii paying too much in terms of unemployment compensation taxes. I know it says unemployment compensation insurance, but it's a tax. With insurance, I have the ability to choose whether I want to buy it or not. I don't have the ability as an employer whether or not I want to pay unemployment compensation taxes.

"The Governor had introduced legislation last year which would have gone a long way to helping businesses in Hawaii, particularly small businesses. That legislation would have lowered the amount that employers pay on the base pay unemployment comp. The federal amount is \$7,000. The Hawaii amount goes up every year based on the average pay and currently is \$34,000 per year.

"This year the Governor introduced that bill again and the Labor Committee did make an attempt to help businesses and to lower unemployment comp. But the difference was that the amount was lowered not to \$7,000 permanently, but to \$10,000 for two years. In addition to that, there was another provision that would have raised or that would raise the benefits that unemployment compensation beneficiaries get.

"Well, even that was not that bad a tradeoff until an S.D. 1 of this bill suddenly appeared at Ways and Means. I say suddenly because there was no hearing on the S.D. 1 and the businesses and the individuals that testified in favor and in support of the original bill never had an opportunity to comment on or testify on the changes that were made, including the increased benefits and one more item. And the other item is that there is language in this version that says that you cannot halt payments for an employee who is denied employment because of willful or wanton conduct. And in Ways and Means, we asked the author of this amendment what that definition actually meant and he told us all that he didn't know because he's not an attorney.

"Willful or wanton means a lot of things to a lot of different people, but you sure better specify what it is if you're putting it in a legislative bill and into a statute. And the fact that we did not hear put it in this bill causes an alarm for a great many possible lawsuits, a great many more cost and problems for employers. And so, thus, the simple thing of reducing the base amount that an employer pays on, has not been realized, and as I've mentioned, it's only for a temporary period here, not permanent.

"This and the fact that the unemployment compensation reserve fund has continued to zoom upward approaching \$500 million, half-a-billion dollars – in part because we have a good economy, in part because we now for seven months have had the lowest unemployment rate in the nation, which is laudable, which is a good thing and something we can be proud of – we don't need close to \$500 million in a reserve fund. We don't need to continue to tax employers at one of the highest rates in the country and at one of the highest levels, the \$34,000.

"So, reluctantly, Mr. President, I'm voting against this bill because this bill will not bring the relief that businesses sought and it will bring a great number of unintended consequences. Thank you."

Senators Kim and Sakamoto requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 2190, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 4 (Hogue, Slom, Trimble, Whalen). Excused, 2 (Hee, Ige).

Stand. Com. Rep. No. 2690 (S.B. No. 2082):

On motion by Senator Menor, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2690 was adopted and S.B. No. 2082, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 3 (Hemmings, Hogue, Slom). Excused, 3 (Hee, Hooser, Ige).

Stand. Com. Rep. No. 2697 (S.B. No. 3185, S.D. 2):

On motion by Senator Menor, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2697 was adopted and S.B. No. 3185, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Slom). Excused, 2 (Hee, Hooser).

Stand. Com. Rep. No. 2698 (S.B. No. 2057, S.D. 2):

Senator Menor moved that Stand. Com. Rep. No. 2698 be adopted and S.B. No. 2057, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Trimble rose in opposition and said:

“Mr. President, I rise in opposition to this measure.

“Colleagues, a timeshare is a form of visitor accommodation. It is not a land use, and so I don’t believe that passing law concerning zoning is appropriate. Thank you.”

Senator Tsutsui rose to speak in support and stated:

“Mr. President, I rise in support of this measure.

“Mr. President, this measure just allows the counties to establish a timeshare zoning district. I think it’s a good bill unless you’re a timeshare company. It’s a home rule issue and not a mandate and therefore the counties would have to enact legislation to actually have this timeshare zoning district. Thank you, Mr. President.”

Senator Hemmings rose in favor of the measure as follows:

“Mr. President, I rise to speak in favor of this legislation.

“Mr. President, this does address the issue of carrying capacity for the islands regarding the tourist industry. There are some that think that we’ve exceeded that capacity already. What’s happening in the industry is hotel rooms are now being converted to timeshare rooms and that of course is going to create a lot of additional burden on the infrastructure regarding the tourist industry and it allows many of the people doing it to escape certain regulations and even taxes regarding the tourist industry.

“So, this is good legislation to allow the counties to have the home rule capability of regulating this industry regarding where they want these properties to be. Thank you, Mr. President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2698 was adopted and S.B. No. 2057, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TIME SHARE ZONING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 2699 (S.B. No. 3179, S.D. 2):

On motion by Senator Menor, seconded by Senator Baker and carried, Stand. Com. Rep. No. 2699 was adopted and S.B. No. 3179, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO FERTILIZER,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Slom, Trimble, Whalen). Excused, 1 (Hee).

Stand. Com. Rep. No. 2701 (S.B. No. 3261, S.D. 1):

Senator Menor moved that Stand. Com. Rep. No. 2701 be adopted and S.B. No. 3261, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senators Taniguchi, Inouye, Espero, Ige, Hooser, Kim and Sakamoto requested their votes be cast “aye, with reservations,” and the Chair so ordered.

Senator Baker rose in support of the measure and said:

“Mr. President, I have some remarks in support of this measure I’d like inserted into the Journal.”

The Chair having so ordered, Senator Baker’s remarks read as follows:

“Mr. President, I rise in support of S.B. No. 3261, S.D. 1:

“This bill establishes a process for dental specialists to receive a license to practice their specialty in Hawaii. That process is called licensure by credentials which uses a performance record in place of an examination - a process that 47 other states use. Only Hawaii, Delaware and Florida do not allow licensure by credentials.

“Act 121 adopted last Session opened a small window last summer for dental specialists to obtain a Hawaii license with the anticipation that the Legislature would revisit the issue this year.

“While Hawaii may have a favorable statistical ratio for the number of general dentists to our population, such is not the case for specialists, especially on the neighbor islands.

“The standards for licensure established in this bill are virtually identical to the provisions adopted last session in Act 121 but more importantly these standards are the standards recommended by the American Dental Association. They include acceptance of residency training and practice to satisfy the years of experience. Every other state in this country except Hawaii counts the two-year residency practice toward fulfilling the experience requirement. Additionally, a doctor serving residency is considered practicing medicine for licensure in other purposes. MD’s and dentists should be treated equally with regard to how residency practice is viewed.

“The American Dental Association (ADA) urges constituent dental societies and state dental boards to implement specialty licensure by credentials and/or specialty licensure as a top priority. Specifically, the ADA urges states to consider the following provisions:

- Specialists should not be required to pass an additional general dentistry examination when applying for a license to practice the specialty.
- Specialists who have passed a specialty licensure examination in another state should be granted licensure by credentials without further examination.
- States should be urged to enact provisions by which a dental specialist, licensed in another jurisdiction, may be issued a license, by credentials, to allow the specialist to practice the specific specialty.
- Specialists who hold Diplomat status from an ADA-recognized dental specialty certifying board or who have completed an advanced specialty education program accredited by the Commission on Dental Accreditation and meet all other state requirements for licensure should not be required to take any additional examinations.

“The opposition to this bill is not about consumer protection. It is about economic protection. Our dental specialist force is aging and limited. We need an objective process to allow dental specialists to relocate to Hawaii to practice. That is what this bill does and it is in accordance with standards set out by

the American Dental Association and adopted in all but three states.

"I have heard from a number of Kamaaina who want to return to Hawaii to take care of aging parents but cannot do so without the ability to practice their profession here.

"I respectfully urge all my colleagues to vote in favor of this bill. Mahalo."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2701 was adopted and S.B. No. 3261, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL SPECIALISTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hanabusa, Trimble, Tsutsui). Excused, 1 (Hee).

Stand. Com. Rep. No. 2702 (S.B. No. 3277, S.D. 2):

Senator Menor moved that Stand. Com. Rep. No. 2702 be adopted and S.B. No. 3277, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Trimble rose to speak against the measure as follows:

"Mr. President, I rise in opposition to this measure.

"Every year we seek to increase the number of types of occupations subject to certification. I've reviewed the type of work activities required of nurse aides and since we don't certify mothers, I don't see why we should certify and create this class. Thank you."

Senator Baker rose to speak in support of the measure and said:

"Mr. President, I rise in support of this measure.

"Mr. President, there was an anomaly in the law that allowed one category or nurse aides to be certified but not another. If you worked in a Medicaid or Medicare facility that got federal funds then you were required to be certified, but others that work in what had been known as state designated facilities weren't.

"This bill was a collaborative effort by the Department of Health, the Department of Human Services, the Department of Commerce and Consumer Affairs and was supported by facilities as well as nurse aide organizations. This is really an attempt for their protection as well as consumer protection and I urge my colleagues to vote in favor of this measure."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2702 was adopted and S.B. No. 3277, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NURSE AIDES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 2704 (S.B. No. 2036, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 2704 be adopted and S.B. No. 2036, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition and said:

"Mr. President, I rise in opposition to this measure.

"Colleagues, if Dr. Bossert were still going to be employed by HTDC, I would be tempted to vote for this measure. The problem is that we create law not based upon the best that works for us, but its potential for misuse if somebody less than the best works for us. For that reason, I'm going to vote against this measure. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2704 was adopted and S.B. No. 2036, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN INTERNATIONAL BUSINESS AND TECHNOLOGY INCUBATOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 2705 (S.B. No. 2222, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2705 be adopted and S.B. No. 2222, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure as follows:

"Mr. President, I rise in opposition to this bill.

"I think the objectives are worthy. We debated this bill last year. Since that period of time, a lot of people nationally that were onboard or were supportive have dropped their support, and the reason is the statements I made last year I will repeat this year – this a backdoor effort to tax the internet. We can talk about collecting other fees and so forth, which the state tax department has shown us they're doing a good job and they want to do that, but this really is aimed at internet buying. And since more and more of our citizens are using that as a way to save money and to also get better choices, it is an untapped revenue source for government, and as such, it's not streamlining anything; it's revenue enhancement. Thank you."

Senator Fukunaga rose in support and said:

"Mr. President, I have remarks in support of this measure that I'd like to request be inserted in the Journal."

The Chair having so ordered, Senator Fukunaga's remarks read as follows:

"Mr. President, I rise to speak in support of S.B. No. 2222, S.D. 2, Relating to Streamlined Sales and Use Tax.

"The purpose of this measure is to amend the State's tax laws to allow Hawaii to participate in the Streamlined Sales and Use Tax Agreement and consequently collect taxes from electronic commerce transactions. To supplement the Senate Ways and Means Committee's discussion of this bill, I offer the following added background information.

"Department of Taxation and the Tax Foundation of Hawaii expressed concern over a number of issues regarding the implementation of the SST in their testimonies before the Senate Media, Arts, Science and Technology Committee:

- (1) Added complexity to the State's existing tax system due to Hawaii's use of a general excise tax rather than a sales tax; the State's general excise tax system would have to be significantly modified to accommodate the SST Agreement;

- (2) Providing amnesty to out-of-state sellers that may or may not have a nexus with the State – doing so would mean that the State would give up its right to pursue these sellers for general excise tax liability on their operations in the State;
- (3) The State must compensate remote sellers who participate in the SST Agreement, but local sellers are not compensated for collecting and paying the tax;
- (4) The State is limiting its ability to adopt legislation that departs from the SST Agreement and its governing board;
- (5) The City and County of Honolulu would have to conform its general excise tax surcharge if the SST Agreement is implemented;
- (6) Under the SST Agreement, the definition of ‘gross proceeds of sale’ would need to be changed to ‘sales price’ – doing so may result in a loss of revenue;
- (7) ITIMS (the Department of Taxation’s computer system) is geared to general excise tax and would need major renovations for sales tax or different sourcing rules and modifying ITIMS to accommodate the implementation of the SST Agreement would complicate future development and maintenance; and
- (8) Implementing the SST Agreement would jeopardize or increase risk to other ongoing initiatives like imaging, electronic filing, tax law changes, and upgrades.

“The Media, Arts, Science and Technology Committee took these concerns to heart, and sought to address them; Senate Draft 2 retains these methods of addressing Department of Taxation issues:

- (1) With regard to the issue of added complexity, the legal incidence of the general excise tax is on the seller, but one-third of sales tax jurisdictions also impose the legal incidence of their tax on the seller, so the claim is factually incorrect. The creation of three new tax chapters, as proposed under this measure, actually makes tax compliance simpler for taxpayers because the different tax rates will be in different chapters, as opposed to being buried in a single chapter with all of the different rates (4%, .5%, .15%).
- (2) With regard to amnesty, the reality is that many remote sellers cannot be found. Amnesty dispenses with the need for extensive auditing and the allocation of human resources in exchange for prospective compliance. There are now 325 sellers who participate in the SST Agreement, which will provide a rich base for enhanced collections. In addition, amnesty could also be extended to local sellers to level the playing field.
- (3) With regard to remote seller compensation, the concern reflects a misunderstanding of the SST Agreement’s Certified Service Provider model: the State of Hawaii is required to compensate the Certified Service Provider, not the taxpayers. In recent commentary, states were advised to get used to paying for this service, as it will likely be mandated when federal legislation is enacted.
- (4) With regard to the State limiting its ability to adopt legislation that departs from the SST Agreement and its governing board, Hawaii needs the least number of changes to its tax laws for SST Tax Agreement

conformity. This is due to the existence of very few, different tax rates. The State of Hawaii:

- (A) Has a large tax base without the food or medical exemptions;
- (B) Already conforms to destination sourcing; and
- (C) Already centralizes tax administration.

Most general excise tax legislation deals with exemptions and pyramiding relief, which would not be impacted by the SST Agreement, provided definitions are consistent.

- (5) With regard to the issue that the City and County of Honolulu will need to conform to state law, conformity is beneficial. The biggest complaint of businesses in other states concerns having to contend with thousands of different taxing jurisdictions that lack uniform rates, exemptions, sourcing, and tax bases rather than the limited number of differences between Hawaii’s state and county tax rates.
- (6) With regard to changing the definition of ‘gross proceeds of sale’ to ‘sales price,’ the definition of ‘sales price’ under the SST Agreement is at least as encompassing as the State’s existing definition of ‘gross proceeds of sale’.
- (7) With regard to the Department of Taxation’s Integrated Tax Information Management System (ITIMS) needing major renovations for sales tax or different sourcing rules and that modifying ITIMS will complicate future development and maintenance, the new tax regime – like the old – will rely on the self-assessment system, with taxpayers reporting sales, income, sourcing, and exemptions. The computer fields would remain the same; taxpayers would still report the numbers in those fields. In addition, the computer system would not be affected by amendments to sourcing rules, definitions, and other policy determinations. The ability to access previously-uncollectible tax revenues outweighs the issue of ITIMS modification concerns; and I believe that the Senate’s actions on S.B. No. 2382, S.D. 2 – to include implementation of the Streamlined Sales and Use Tax Agreement with pending ITIMS’ upgrades – minimizes any problems involving computer system modifications.
- (8) With regard to the issue that implementing the SST Agreement jeopardizes or increases the risk to other ongoing initiatives like imaging, electronic filing, tax law changes, and upgrades, the committee believes that tax law changes and new forms take place every year, primarily for net income tax, not the general excise tax. This fact means that fewer changes should result from sales tax than income tax, when compared to the 2005 income tax law changes made by Congress.

“S.B. No. 2222, S.D. 2 has been further strengthened with amendments to ensure conformity with the requirements of the Streamlined Sales and Use Tax Agreement and the Insurance Code. The State must recognize that shopping patterns are changing, and changing rapidly, especially in geographically remote areas like Hawaii. The State cannot ignore this, and the Streamlined Sales and Use Tax Agreement will enable the Department of Taxation and local sellers to keep up with the advances in technology.

"I therefore urge my colleagues to support this measure to improve fairness and give Hawaii retailers a level playing field with out-of-state sellers."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2705 was adopted and S.B. No. 2222, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STREAMLINED SALES AND USE TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Hogue, Slom). Excused, 1 (Hee).

Stand. Com. Rep. No. 2706 (S.B. No. 2382, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2706 be adopted and S.B. No. 2382, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure and said:

"Mr. President, I rise in opposition to this measure.

"The reason I'm speaking against this measure is that I believe that when we listen to testimony, the testimony we are given should be full, complete, and accurate. And when it is not full and complete and accurate, then perhaps we should not do what we are asked to do.

"In Ways and Means, the assertion was made that hundreds of millions of dollars was collected merely because DoTAX had a new computer program. And I asked how much of this improved collection is due to the fact that we have an improving economy and how much is due to the computer program? I was not given an answer and for that reason, I'll be voting against this measure."

Senator Fukunaga rose in support of the measure and said:

"Mr. President, I have remarks in support of this measure that I'd like to request be inserted in the Journal."

The Chair having so ordered, Senator Fukunaga's remarks read as follows:

"Mr. President, I rise to speak in favor of S.B. No. 2382, S.D. 2, RELATING TO TAXATION.

"The purpose of this measure is to:

- (1) Provide revenue generating initiatives that will be benefits-funded, meaning the vendor will only be paid when measurable increases in revenues resulting from the initiatives are collected by the State;
- (2) Create an integrated tax information management system (ITIMS) special fund to hold the proceeds from the initiatives, to be used in part to enhance the Department of Taxation's computer system, ITIMS; and
- (3) Fund related operational and administrative functions.

"Act 273, Session Laws of Hawaii 1999, authorized the Department of Taxation to enter into a performance-based contract to acquire the Integrated Tax Information System (ITIMS). A performance-based contract is one in which the State is liable to pay the vendor only if the promised performance is achieved. In this case, the performance consists of the State collecting more tax revenue than it would have collected if the vendor's services were not used. If the expected benefits are not in fact produced, the vendor does not get paid.

"As a result of Act 273, the Department saw an substantial increase in performance, and successfully proved its ability to increase revenues for the state general fund. The initial ITIMS initiatives increased revenues by more than \$252,000,000 during the five-year project – or a 475% return on investment.

"This year, Department of Taxation has proposed a benefits-funded approach for the contract structure. As was the case in the five-year ITIMS project, benefits-funding establishes mandatory performance targets that the vendor must achieve in order to be paid. Under the benefits-funding method, the vendor is responsible for the up-front costs of the upgrades, and 90% of the initial distribution will go to the ITIMS special fund – to be used to pay the vendor until vendor costs have been fully paid – and the remaining 10% will be transferred to the general fund. The ITIMS special fund will provide a self-sufficient model to fund ITIMS revenue-generating initiatives, its related tax processing, and its capacity improvements, while providing the general fund with an estimated revenue boost of \$65.2 million over five years.

"In conjunction with its benefits-funded approach, the ITIMS project provides a timely mechanism to address two pending modifications to the State's tax system: Hawaii's implementation of the Streamlined Sales and Use Tax Agreement, and the City and County of Honolulu 0.5 percent surcharge to fund mass transit. However, Department of Taxation must appropriately calculate the total costs associated with the complete project, along with the increased level of tax revenues attributable to compliance with SSUTA and collections of the county surcharge.

"The bill will also appropriate funding to the Department of Taxation to initiate the benefits-funded contracts in order to realize these benefits. For all of the foregoing reasons, I urge my colleagues to join in supporting S.B. No. 2382, S.D. 2."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2706 was adopted and S.B. No. 2382, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 2707 (S.B. No. 2570, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2707 be adopted and S.B. No. 2570, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Taniguchi rose to speak in support of the measure as follows:

"Mr. President, I have remarks I'd like inserted into the Journal. Thank you."

The Chair having so ordered, Senator Taniguchi's remarks read as follows:

"Mr. President, I rise to speak in support of this measure.

"The intent of this bill is to encourage the growth of the movie industry in Hawaii by increasing the income tax credit for motion pictures and films and expanding the credit to include digital media productions.

"In 2004, Mr. President, the film industry in Hawaii had production expenditures totaling approximately \$164 million. In 2005, production expenditures dropped to an estimated \$100

million. According to the State Department of Business, Economic Development and Tourism this drop is due primarily to 'fierce competition with other jurisdictions' including New Mexico, North Carolina, the Caribbean, and Australia, to name a few.

"As a result, our local workers have suffered a reduction in employment opportunities as jobs become fewer and farther between. Without the state's support, Mr. President, the industry will continue to have an uncertain and perhaps bleak future.

"This measure will foster sustained production activity and replenish and create highly paid jobs, training opportunities, and business opportunities for our local workforce, students and young professionals, and production support companies. This bill will help us compete more effectively against other jurisdictions offering similar tax incentives. I urge my colleagues to support passage of this measure. Thank you, Mr. President."

Senator Trimble rose to speak against the measure and said:

"Mr. President, I rise in opposition to this measure.

"Four years ago when I rose and spoke against tax credits on a variety of different measures I said in order for tax credits to be effective they constantly have to be raised, and that is what we see happening with this bill today. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2707 was adopted and S.B. No. 2570, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DIGITAL MEDIA," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 2710 (S.B. No. 2813, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2710 was adopted and S.B. No. 2813, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 2711 (S.B. No. 2818, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 2711 be adopted and S.B. No. 2818, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition as follows:

"Mr. President, I rise in opposition to this measure.

"Reason number one, I believe that his bill properly should have gone before the Higher Education Committee. It did not.

"Reason number two, several years ago we were led to believe that \$150 million would be forthcoming from the private sector to fund either this building or a building like it.

"Number three, they are proposing to put this building in or adjacent to a tsunami zone. I think it is wisest to first get an assessment of the risk that would be included when we redraw the maps before we proceed with building structures, very expensive structures, in an area that would be affected. We

need to know what impact the environment may have on the activity when an environmental assessment is done.

"And finally, I think it is not in our best interest to put this type of laboratory work this close to our engine of growth, our visitor center, which is Waikiki. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2711 was adopted and S.B. No. 2818, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR A REGIONAL BIO-CONTAINMENT LABORATORY FACILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 2714 (S.B. No. 3118, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2714 be adopted and S.B. No. 3118, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak against the measure and said:

"Mr. President, I'll be voting 'no' because it creates a special fund. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2714 was adopted and S.B. No. 3118, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Hee).

Stand. Com. Rep. No. 2717 (S.B. No. 2025):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2717 was adopted and S.B. No. 2025, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION OF IMPACT FEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Hogue, Slom, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 2718 (S.B. No. 2074, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 2718 be adopted and S.B. No. 2074, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak in support with reservations and stated:

"Mr. President, I rise in support with reservations.

"We've talked about this kind of bill for a number of years. Right now the subject of this bill has to do with the funding mechanism, but I think we better be a little bit clearer on why we want a 3-1-1 system and how it's expected to work.

"The original proposal several years ago from the police department was that 9-1-1 is overburdened. The get more than 1 million calls per year. That part is true. But one of the reasons that it's true is because it's the police department that tells everybody to call 9-1-1 no matter what it's for. So, they get questions about what the oven temperature should be on

turkeys and so forth. People that have gone out of their way to try to have non emergency phone numbers for the police department don't get them. 9-1-1 in true emergencies have been swamped and there have been delays.

"There was a First Hawaiian Bank public community relations effort a decade or so ago that tried to train people not to use 9-1-1 unless it was an emergency and the police had turned around and said, no, no, no, we want everybody to call 9-1-1. And now they're complaining there's too much work. They can't handle it. They can't keep up with it.

"So, now they want us to have a separate system, 3-1-1. I guess my point is twofold. Number one, we don't know what the true costs are going to be. We don't know what the actual funding mechanism is going to be. And thirdly and most importantly, the people that call 9-1-1, are we going to wean them off that and they're automatically going to call 3-1-1? I have my doubts about that. I have real concerns.

"I think we need to do more work on this. We already have 2-1-1, which is if you have a question about an agency or self help or whatever. We used to have 4-1-1 for information but it costs so much now, people are relegated to actually looking up the telephone number or calling a friend. So I don't know. We've got 3-1-1, 4-1-1, 2-1-1, 9-1-1. Maybe we should be working on 7-1-1 and 8-1-1 in the meantime. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2718 was adopted and S.B. No. 2074, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DEVELOPMENT OF A NON-EMERGENCY REPORTING SYSTEM, KNOWN AS 3-1-1," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 2720 (S.B. No. 3051, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2720 be adopted and S.B. No. 3051, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak in opposition to the measure and said:

"Mr. President, I rise in opposition to this measure.

"Very simply, colleagues, I don't really care if the counties want to change their fiscal year or not. I just think that they should do it collectively. I think that there is some benefit for having consistency of data and if the four counties want to get together and together say, okay we want a different fiscal year; these are the reasons, but this bill is in response to one county and I would prefer to keep it all the same until they can all agree what their fiscal year should be. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2720 was adopted and S.B. No. 3051, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COUNTY FISCAL ADMINISTRATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Trimble). Excused, 3 (Espero, Hee, Hemmings).

Stand. Com. Rep. No. 2724 (S.B. No. 2240, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2724 be adopted and S.B. No. 2240, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose and said:

"Mr. President, I rise on a point of information.

"This is an annual bill, of course. We have claims that we have to pay for the state, but the bill always changes from first draft, second draft every time we see it and I just wanted to get the total amount that we're looking at right now so members will have an idea what they're actually voting for.

"My understanding is that the original bill had nine claims totaling \$653,000. Then there were four new claims added for \$2,097,000. And the current amended version is \$2,750,865.08. I just want to get a confirmation on what the current figure is."

President Bunda inquired:

"You want to ask that of the Chair of the Ways and Means Committee?"

Senator Slom answered: "Please, yes. Thank you."

At 3:23 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:27 o'clock p.m.

Senator Taniguchi responded as follows:

"Mr. President, the amount that was requested in general funds was 10 billion, 848 million . . . no, no, I'm sorry. Wrong one. (Laughter.)

"It's \$2.6 million, roughly, for the general fund and for DOT, roughly \$140,000. That's currently. The AG's office is continuing to try to settle these cases before the end of Session and they'll provide us with additional settlements, I believe. And so, that number will go up, but if we don't pay it in this Session, we have to pay interest over the interim and that's what we want to avoid."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2724 was adopted and S.B. No. 2240, S.D. 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hee, Nishihara).

Stand. Com. Rep. No. 2728 (S.B. No. 2797, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 2728 be adopted and S.B. No. 2797, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak against the measure as follows:

"Mr. President, I rise opposition to this measure.

"Colleagues, the reason why I oppose this measure is that I want to make sure that there is the potential for upward mobility and younger blood in our court system. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2728 was adopted and S.B. No. 2797, S.D. 1, entitled:

"A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII STATE CONSTITUTION RELATING TO JUDGES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 3 (Hogue, Slom, Trimble). Excused, 2 (Hee, Nishihara).

Stand. Com. Rep. No. 2729 (S.B. No. 2926, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2729 was adopted and S.B. No. 2926, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Slom). Excused, 2 (Hee, Nishihara).

Stand. Com. Rep. No. 2731 (S.B. No. 2943, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2731 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," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Trimble). Excused, 2 (Hee, Nishihara).

Stand. Com. Rep. No. 2732 (S.B. No. 2945, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 2732 be adopted and S.B. No. 2945, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition and stated:

"Mr. President, I rise in opposition to this measure.

"Actually, I do favor more prisons so that we won't have to send people out of state. It's just that in Ways and Means I asked the question, where? Where's the prison going to be built? And I didn't hear an answer. And therefore I think that appropriating money to build a prison where we don't know where we're going to put it is premature. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2732 was adopted and S.B. No. 2945, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A WOMEN'S CORRECTIONAL CENTER AND FACILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Trimble). Excused, 2 (Hee, Nishihara).

Stand. Com. Rep. No. 2733 (S.B. No. 2947, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2733 was adopted and S.B. No. 2947, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Trimble). Excused, 2 (Hee, Nishihara).

Stand. Com. Rep. No. 2735 (S.B. No. 2949, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2735 was adopted and S.B. No. 2949, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Trimble). Excused, 2 (Hee, Nishihara).

Stand. Com. Rep. No. 2736 (S.B. No. 3040):

Senator Taniguchi moved that Stand. Com. Rep. No. 2736 be adopted and S.B. No. 3040, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak against the measure and said:

"Mr. President, I rise in opposition to this bill.

"I realize that it's a constitutional amendment, a proposal, and that the people will have to vote on it eventually if it's passed, but it's part of a disturbing trend. The trend is we tax and overtax our citizens. We wonder why we increase homelessness and we have people moving away. And then we tell them that there is a possibility of at least some reimbursement because that's what the state constitution requires when we have two periods of excess revenues, which is the case right now.

"At the beginning of this Session, everybody was talking about the surplus and we were over \$500 million, now we're close to \$600 million and yet we have spending proposals that total more than a billion dollars, and lost in the shuffle, left in the crowd was any return of any money for the public where the money came from. I think, too often we forget this. It's not our money. It came only by taxing and overtaxing our residents, families, individuals and so forth.

"And so, what this bill proposes to do is to get rid of, basically, the constitutional amendment, the constitutional provision that would return money. And basically it says that we in the Legislature, we in government know how to spend your money better than you do. First we'll overtax you and then we'll overspend and we'll decide where the money goes because you're not smart enough to do it.

"I think this is a very bad bill. It's a very bad trend. And yes, the public will have to vote on it, but you know, we've got more and more people now that are voting for a living than working for a living because they lobby the Legislature, they come down, they get special legislation, and everybody wants somebody else's money. And that's what it comes down to.

"I think we'd all be a lot better off if we had our own money returned to us, whether it was from this excess or it was from special funds or from any specific situation that we've developed where we've definitely overtaxed and overcharged our residents. Thank you."

Senator Taniguchi rose to speak in favor of the measure and said:

"Mr. President, I rise to speak in favor of this measure.

"Mr. President, this bill proposes to amend the state constitution to provide an alternative to the constitutional mandate of refunding excess revenue to state taxpayers when

certain fiscal criteria is met. This measure, if adopted by voters, would allow the Legislature to either refund the excess revenue to taxpayers or deposit the amount that would have been refunded into the emergency and budget reserve fund.

“As you know, Mr. President, in the past when the constitutional requirement was triggered and only a token amount was refunded to satisfy the mandate, there were many who said that the Legislature should keep the one dollar and use it for good purposes because the cost of returning that dollar was very high in proportion to the dollar itself.

“This measure would provide the Legislature with flexibility to address this situation by depositing these minimal amounts into the rainy day fund. Of course, Mr. President, if our financial plan can accommodate a more substantial refund to state taxpayers, then the option to do so under our state constitution still remains.

“I urge my colleagues to support this measure. Thank you.”

Senator Trimble rose in opposition and said:

“Mr. President, I rise in opposition to this measure.

“I’d like to complement the Committee Chair of Ways and Means, but I disagree – one, that we have a surplus; it’s an accounting issue. The facts are that our employee retirement system is significantly under-funded, our schools haven’t been repaired, and we haven’t raised the standard deduction or personal exemption in over a decade-and-a-half.

“We don’t have a surplus, and when we talk about it, by golly, by the end of the year because we still have binding arbitration, it isn’t there. So, perhaps if we don’t talk about it, and we put it to uses like raising the standard deduction and personal exemptions, and into the employee retirement system, then it won’t be there for negotiated binding arbitration decisions. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2736 was adopted and S.B. No. 3040, entitled: “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATING TO EXCESS REVENUES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen). Excused, 1 (Hee).

Stand. Com. Rep. No. 2737 (S.B. No. 3119, S.D. 2):

Senator Tsutsui moved that Stand. Com. Rep. No. 2737 be adopted and S.B. No. 3119, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator English.

Senator Trimble rose in opposition to the measure as follows:

“Mr. President, I rise in opposition to this measure.

“I think Micah Kane has done an absolutely superb job, but I think the focus of what Hawaiian Home Lands does should be taking care of the people on the waiting list and not on how to manage investments. There was another institution a few years ago whose focus shied away from Kamehameha Schools and was primarily focused on building the size of the trust. It got itself into problems.

“This is not a reflection on Micah Kane. It is a reflection on where the focus should be and what kind of laws we should

have, not when we have the very best as the director, but when there is something less than the very best. Thank you.”

Senator English rose to speak in support of the measure and stated:

“Mr. President, I rise in support of the measure.

“This allows Hawaiian Home Lands to take some of its funds and invest it and hopefully use that to put in the infrastructure that’s needed. But I support it with the caveat that it can also go the other way – that by them investing the funds, they could also lose a lot of money in the markets – as long as we’re very cognizant of the fact that, yes, they could gain but they could also lose.

“At this point, I hope that the commission uses this authority wisely, but we also do have to know that they could lose the nest egg as well. I do support it, however. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2737 was adopted and S.B. No. 3119, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Trimble). Excused, 3 (Baker, Hee, Taniguchi).

Stand. Com. Rep. No. 2739 (S.B. No. 2974, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 2739 be adopted and S.B. No. 2974, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak against the measure and said:

“Mr. President, I rise in opposition to the bill.

“I think that we have seen a tremendous improvement in the Hawaii Tourism Authority over the last several years, most of which is due to the diligence of the Chair of the Tourism Committee. A lot of the problems that existed a couple of years ago have been taken care of.

“However, in this bill, one major issue remains and that is authorizing the HTA to go outside and hire additional attorneys, specialized attorneys, for contracts and services and so forth. The fact of the matter is, they have, under the current law, only to ask the attorney general, if there is something that the attorney general’s deputies cannot handle, they can ask for and get an outside attorney. They’ve had that power. They still have that power without this law.

“This bill also provides them with the ability to appoint a sports coordinator. It’s my understanding that they’ve already appointed a sports coordinator who’s on the job. It also increases the amount that they have for administration from the special fund and that may be worrisome in terms of the overall cost of administration. Although, as I say, the main thing is that they have done a much better job, the management and also the board of directors or the board of the HTA,

“I don’t think we need these additional costs and we certainly don’t need the ability to go out and ask for or order special attorneys, particularly when during testimony it was discussed that the deputies that are onboard right now are capable of handling these specialized contracts, services contracts and so forth, and secondly, we have seen that there has been an improvement not only in communications but also in the speed and rapidity in which the attorney general’s office

responds to HTA, again, probably due to the diligence of the Tourism Chairman.

“I will be voting ‘no.’ Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2739 was adopted and S.B. No. 2974, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, 4 (Hemmings, Hogue, Slom, Trimble). Excused, 4 (Baker, English, Fukunaga, Hee).

Stand. Com. Rep. No. 2740 (S.B. No. 3114, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2740 be adopted and S.B. No. 3114, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition and stated:

“Mr. President, I rise in opposition to this bill.

“This is yet another raid on the beverage container deposit tax fund. The community day activities are very welcomed activities. They have been going on for quite some time in all of the counties. And the interesting thing and the good thing about the community day is that they are volunteer activities. They bring organizations or individuals together and they do that.

“Now what we’re doing is going to tap that beverage container fund for this purpose. We have another bill that will tap it for another purpose. And in fact, the term grants-in-aid were used during testimony before the Committee on this bill. It was never my understanding and I don’t think it was my colleagues’ understanding that we would bloat this tax fund, again, by overcharging our consumers and then we would give out the money from the beverage container tax as grants-in-aid to specific community activities.

“The fund right now and the special fund stands at \$23 million and that’s what everybody is looking at – the amount of money and trying to find ways to spend it. This is not the way to do it. Thank you.”

Senator Baker rose to support the measure as follows:

“Mr. President, I rise in support of this measure.

“Mr. President, you can look at the additional dumping of vehicles, rubbish, and other unsightly forms of litter around our state and you can correlate it back directly to when we stopped having a litter office in the Department of Health and when we stopped funding Keep America Beautiful Community Work Day activities. This program is so important and it needs to go hand in hand with other visitor efforts to focus on our beautiful and pristine areas in our state. But if we don’t put forth some effort and put some resources into helping those beleaguered volunteers, we’re not going to be the most beautiful place in the world to visit or to live.

“Thank you, Mr. President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2740 was adopted and S.B. No. 3114, S.D. 2, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COMMUNITY WORK DAY PROGRAM,” having

been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Slom, Trimble, Whalen). Excused, 1 (Hee).

Stand. Com. Rep. No. 2759 (S.B. No. 2764, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2759 be adopted and S.B. No. 2764, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and said:

“Mr. President, I stand in opposition to the bill.

“While I support the trauma care and all of the objectives, again this bill and this law would create another special fund. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2759 was adopted and S.B. No. 2764, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TRAUMA CARE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Slom, Trimble, Whalen). Excused, 1 (Hee).

Stand. Com. Rep. No. 2761 (S.B. No. 2961, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 2761 be adopted and S.B. No. 2961, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak against the measure as follows:

“Mr. President, I stand in opposition to this bill.

“This is the annual bill to raise the taxes on cigarettes and cigarette users. I will refer you to my comments earlier in the day about the hypocrisy of if we’re really concerned about people that are smoking and their addiction, then we would ban smoking; it would help the people. Instead, what we want to do is make them tax cash cows and continue to tax them.

“Now, I don’t smoke and so I probably would be able to get along with this but I’ve been reading disturbing articles in the media in the last couple of weeks. They say the next area they’re going after is soda. Now, I’ve been known to drink a Pepsi can or two or three or four a day, and I can see exactly what’s going to happen here – a legal product, a soda, some people don’t like it because they say it’s bad for your health; they don’t like it because of the energy it gives some of us, and so their answer is, and this has been reported widely, even in the papers that the Chair from Mililani reads on occasion, they want to tax soda and they want to tax it really good. And the people that are using it, because we don’t like the people that are using sodas just like the SUVs or just like other things that we don’t like.

“And that is why (1) I stand against tax increases unless you can show me why that tax increase is necessary; (2) I stand against the tax increase on a legal product; and (3) they’re coming after my soda, Mr. President, and I want to protect my Pepsi. Thank you.”

Senator Baker rose and said:

“Mr. President, may I request remarks to be inserted into the Journal on this bill in support.”

The Chair having so ordered, Senator Baker's remarks read as follows:

"Mr. President, I rise in support of S.B. No. 2961, which will increase the tax on cigarettes and provide a deterrent to keep young people from starting to smoke and an incentive for current smokers to quit. About 17 percent of adults in Hawaii are smokers.

"According to the American Lung Association and others, smoking is the number one preventable cause of morbidity and mortality in Hawaii and the nation. In Hawaii, tobacco use is responsible for over 1100 deaths per year and costs over \$525 million per year in direct hospital, medical and related costs. Thousands of other residents suffer from tobacco-related illnesses including heart disease, cancer and respiratory difficulties such as asthma.

"Studies have consistently shown that raising cigarette costs, in the form of taxes, is one of the most effective ways to reduce smoking. The Campaign for Tobacco-Free Kids has reported that every 10 percent increase in the price of cigarettes will reduce youth smoking by about seven percent and overall cigarette consumption by three to five percent. Additionally, the tax increase contemplated by this measure is supported by Hawaii residents. According to a 2004 survey by Ward Research, a \$1.00 increase in the cigarette tax is supported by 68 percent of Hawaii residents with 57 percent strongly in favor and 11 percent somewhat favor the increase.

"The moneys generated from the increase in the surcharge on cigarettes will help fund important health programs. Fifty percent of revenues will be used by the Department of Health and the Hawaii Tobacco Prevention and Control Trust Fund for tobacco cessation and tobacco use prevention as well as other healthy Hawaii initiatives. The remaining 50 percent will provide a dedicated funding stream for the Cancer Research Center of Hawaii, which is one of only 61 National Cancer Institute designed centers in the country. These funds will enable the Center to expand research initiatives, establish treatment services not currently available here for certain cancer patients and make cutting edge treatments and medical trials available to Hawaii residents. With dedicated, increased funding and expanded services to become a comprehensive center, the CRCH will be in a more competitive position to retain their National Cancer Institute designation. Since cancer is largely a disease of aging, supporting this state of the art treatment, care and research center will greatly benefit Hawaii residents. By 2030 the number of cancer patients is expected to grow from 5,500 cases a year to over 11,000 a year. With the passage of S.B. No. 2961, Hawaii will be better prepared to take care of the growing number of cancer patients.

"Mr. President and colleagues, S.B. No. 2961 is an important bill because it provides an enhanced deterrent to tobacco use and it generates revenue to fund important health initiatives like the expansion of the Cancer Research Center of Hawaii into a comprehensive research and treatment facility. I urge all my colleagues to join me in supporting this health measure."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2761 was adopted and S.B. No. 2961, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 5 (Hogue, Ige, Slom, Trimble, Whalen). Excused, 1 (Hee).

Stand. Com. Rep. No. 2763 (S.B. No. 3224, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2763 was adopted and S.B. No. 3224, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Slom, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 2764 (S.B. No. 3270, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2764 was adopted and S.B. No. 3270, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 2771 (S.B. No. 3110, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 2771 be adopted and S.B. No. 3110, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak against the measure and said:

"Mr. President, I stand in opposition to this measure.

"The area in question is too small to be useful as a state park. The county declined to purchase it. I think we should let it go. Okay? Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2771 was adopted and S.B. No. 3110, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PARK ACQUISITIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Hee, Ihara).

Stand. Com. Rep. No. 2772 (S.B. No. 2185, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2772 was adopted and S.B. No. 2185, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY SERVICE CENTERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Slom). Excused, 2 (Hee, Ihara).

Stand. Com. Rep. No. 2784 (S.B. No. 2861, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2784 be adopted and S.B. No. 2861, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak in opposition to the measure and said:

"Mr. President, I rise in opposition to this measure.

"It creates a special fund. Normally, I let the Senator from Hawaii Kai talk about it, but on the questioning, it was remarkable what the Department of Education said. For they said as much that we really don't need a special fund except that the people in the field are more highly motivated if they think

that the money that is coming from the federal government is their own and is deposited in a special fund. I think this is the most absurd justification that could be given for the creation of yet another special fund.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2784 was adopted and S.B. No. 2861, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 2 (Slom, Trimble). Excused, 3 (Hee, Hooser, Ihara).

Stand. Com. Rep. No. 2787 (S.B. No. 3205, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2787 be adopted and S.B. No. 3205, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak in opposition to the measure and said:

“Mr. President, I rise in opposition to this measure.

“All I seek is credible testimony. Whenever I hear from the chiropractors association they say the cost is going to go down because they’re cheaper than doctors. My response to them is, in a situation like this, there’s both a substitution and an income effect – when something becomes free, more people are going to take advantage of it. The costs are not going down. If we believed every time somebody testified that if we just add another service that the cost to healthcare insurance, for example, would go down, then they’d be much lower today than they actually are and the Senator from Hawaii Kai wouldn’t be getting up so often to rail about them. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2787 was adopted and S.B. No. 3205, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HUMAN SERVICES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Trimble). Excused, 3 (Hee, Hooser, Ihara).

Stand. Com. Rep. No. 2792 (S.B. No. 3253, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2792 was adopted and S.B. No. 3253, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CAREGIVING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Trimble). Excused, 3 (Hee, Hooser, Ihara).

Stand. Com. Rep. No. 2793 (S.B. No. 3274, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2793 be adopted and S.B. No. 3274, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure and said:

“Mr. President, on another bill we provided grants in aid for people giving caretakers or caretaker chores. I don’t see the need for both that and a tax credit. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2793 was adopted and S.B. No. 3274, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO LONG-TERM CARE REFUNDABLE CAREGIVER TAX CREDIT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Trimble). Excused, 3 (Hee, Hooser, Ihara).

Stand. Com. Rep. No. 2794 (S.B. No. 2156, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2794 was adopted and S.B. No. 2156, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE AUDITOR,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen). Excused, 2 (Hee, Ihara).

Stand. Com. Rep. No. 2795 (S.B. No. 2214, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2795 was adopted and S.B. No. 2214, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Slom). Excused, 2 (Hee, Ihara).

Stand. Com. Rep. No. 2798 (S.B. No. 2569, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 2798 be adopted and S.B. No. 2569, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure as follows:

“Mr. President, I stand in opposition to this because it actually does not do any good. How long will it take for a fire truck to drive here from California? How long will it take for a bus full of displaced flood victims to drive from Hawaii to the State of Washington? Why is it that the bill that enabled the other 49 states to join the Emergency Management Assistance Compact passed five years ago, but we didn’t joint at that time? It’s probably because they have snowplows. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2798 was adopted and S.B. No. 2569, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE EMERGENCY MANAGEMENT ASSISTANCE COMPACT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Hee, Ihara).

Stand. Com. Rep. No. 2803 (S.B. No. 2897, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2803 was adopted and S.B. No. 2897, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PROCUREMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Hee, Ihara).

Stand. Com. Rep. No. 2805 (S.B. No. 2955, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2805 be adopted and S.B. No. 2955, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak in opposition and said:

“Mr. President, I rise in opposition to the measure.

“The reason I rise in opposition to the measure is because it talks about preparedness for hurricanes and that the civil defense should take into consideration the largest hurricane that might occur within a 500-year period. I think that that is appropriate, but we should also take into consideration the disaster event that would occur in a 500-year period in history if it were a tsunami. I think we should give equal consideration to hurricanes and tsunamis and we should do it in the law. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2805 was adopted and S.B. No. 2955, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EMERGENCY SHELTERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Trimble). Excused, 2 (Hee, Ihara).

Stand. Com. Rep. No. 2806 (S.B. No. 2997, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 2806 be adopted and S.B. No. 2997, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition and stated:

“Mr. President, we spent a great deal of time piddling with the procurement code, first we make or try and make everybody comply and then one by one they complain. Actually, the procurement code really does work if you want to make it work, and most of the time people have problems because they really don’t know how to make it work. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2806 was adopted and S.B. No. 2997, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PROCUREMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Kim, Trimble). Excused, 2 (Hee, Ihara).

Stand. Com. Rep. No. 2808 (S.B. No. 2957, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2808 be adopted and S.B. No. 2957, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and said:

“Mr. President, I rise in opposition to the bill.

“While I support alternative energy and I support biofuels and biodiesel, I cannot support a special fund and there’s a hydrogen special fund created. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2808 was adopted and S.B. No. 2957, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ENERGY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Slom). Excused, 2 (Hee, Ihara).

Stand. Com. Rep. No. 2809 (S.B. No. 3105, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2809 was adopted and S.B. No. 3105, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO DEPOSIT BEVERAGE CONTAINER PROGRAM,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Trimble). Excused, 2 (Hee, Ihara).

Stand. Com. Rep. No. 2810 (S.B. No. 3162, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2810 was adopted and S.B. No. 3162, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Trimble). Excused, 2 (Hee, Ihara).

Stand. Com. Rep. No. 2811 (S.B. No. 3181, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2811 be adopted and S.B. No. 3181, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak in opposition as follows:

“Mr. President, I rise in opposition to the bill.

“See, when consumers are faced with problems, they always react rationally. When we tax them up to the gills on cans and bottles unfairly and at a burdensome level, they turn to the one area that was exempted – 2 liter bottles, and they started buying that. And every store will tell you that their sales of 2 liter bottles have gone up. Now what we’re trying to do is close that gap and punish these people as well.

“The idea here is for money. It’s not for recycling or not for improvement in the environment. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2811 was adopted and S.B. No. 3181, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SOLID WASTE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Trimble). Excused, 2 (Hee, Ihara).

Stand. Com. Rep. No. 2812 (S.B. No. 3182, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2812 be adopted and S.B. No. 3182, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition as follows:

“Mr. President, I rise in opposition to this measure.

“During testimony it was reported that this is not a problem in Hawaii but we should enact the law anyway because it might become a problem. I think that this philosophy for legislation is poor, that we cannot possibly legislate against everything that might be a problem.”

Senator English rose to support the measure and said:

“Mr. President, I rise in support.

“MTBE is an additive that’s put into gas in different markets. It’s a known carcinogen and it’s also known to contaminate groundwater. It’s not used in Hawaii and the reason that this is moving is to prevent its use here because we already have enough issues with contaminated groundwater. It is a known substance that contaminates groundwater, and yes, it is not used here.

“This measure simply says that we will not allow its use here. Thank you very much.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2812 was adopted and S.B. No. 3182, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO GASOLINE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 2815 (S.B. No. 3192, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 2815 be adopted and S.B. No. 3192, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition and stated:

“Mr. President, I rise in opposition to this measure.

“Sister state relationships are business as well as cultural. I think it’s appropriate that somebody from the business community, say the Chamber of Commerce, also be on this commission. I have no problem with having a commission look at sister state relationships. I’m just concerned about the makeup of the commission. Thank you.”

Senator Slom rose to speak in opposition as follows:

“Mr. President, I, too, rise in opposition to the bill.

“My opposition, however, is with the whole process. We’ve had establishing sister relationships with the state for several decades now. We have sister relationships with the City and County of Honolulu. I think that the people of Hawaii fail to see benefits from most of these relationships and I think what we really need here is an inventory and looking back at some of these relationships and why they were made and what the progress or what the actual impact has been. I don’t know, maybe we should look into having some brother relationships too. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2815 was adopted and S.B. No. 3192, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SISTER STATE AND PROVINCE RELATIONSHIPS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 2819 (S.B. No. 2360, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2819 be adopted and S.B. No. 2360, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak in opposition as follows:

“Mr. President, I rise in opposition to this measure.

“My opposition is limited in scope. It has to do with the fact that DLNR does not have expertise in this issue. I think it’s important before we pass this law that we hear from the coast guard, and I also think that it’s appropriate that the person from DLNR that seeks to take command of a vessel or have it removed from a reef do so only with consultation with the coast guard. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2819 was adopted and S.B. No. 2360, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO GROUNDED VESSELS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 2828 (S.B. No. 2550, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2828 be adopted and S.B. No. 2550, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure and stated:

“Mr. President, I rise in opposition to this measure.

“I agree there is a problem in Kakaako. I support many measures that seek to address the problem. I just don’t think this particular measure is the right measure at this time. Thank you.”

Senator Slom rose in support of the measure as follows:

“Mr. President, I rise in support of this bill.

“The Committee Chair and a number of other Legislators worked very diligently during the summer trying to bring some hope and some benefits to some of the small business merchants in the area, notably the Queen Street merchants. I think this is the work that finally came out and I congratulate them for their efforts.

“When we talked to the HCDA and the new executive director – I think he means well – at least he was accessible and he met with us and all that, but when he was giving the goals and the objectives of the Honolulu Community Development Authority, he kept forgetting to mention small businesses. And I think that’s part of the problem – that everybody seems to forget small businesses and that’s what this area of Kakaako was all about. This is what gave us the backbone and the jobs and the creation and all of that.

“And so, I personally don’t like the idea of having to have legislation to name and set out this district, but it seems that’s the only way because the administration has not been very supportive of this area as well. So, I strongly support what we’re doing here. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2828 was adopted and S.B. No. 2550, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 2831 (S.B. No. 2954, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2831 be adopted and S.B. No. 2954, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak against the measure and stated:

“Mr. President, again I’m forced to vote against a bill which otherwise I would support because it establishes the irrigation repair and maintenance special fund. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2831 was adopted and S.B. No. 2954, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Hee).

Stand. Com. Rep. No. 2834 (S.B. No. 3077, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2834 was adopted and S.B. No. 3077, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CONSERVATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 2842 (S.B. No. 54, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2842 be adopted and S.B. No. 54, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition and stated:

“Mr. President, I rise in opposition to this measure and the dozen or so others that seek to tweak the ERS.

“The problem, colleagues, is that we try and be fair. We try to be reasonable and our standards vary from year to year depending upon the number of people involved and the condition of the economy. We don’t need to get involved in trying to be fair and equitable to minutia. All we need to do is change from a defined benefit program to a defined contribution program and then we can get on with the really important measures of this Chamber. Thank you.”

Senator Ihara rose and said:

“Mr. President, I have reservations on this bill.”

The Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2842 was adopted and S.B. No. 54, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 2843 (S.B. No. 87, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2843 was adopted and S.B. No. 87, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING IN PUBLIC EMPLOYMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Ige, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 2846 (S.B. No. 916, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2846 was adopted and S.B. No. 916, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 2848 (S.B. No. 2209, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 2848 be adopted and S.B. No. 2209, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak in opposition as follows:

“Mr. President, I stand in opposition to this bill.

“The bill is supposed to go after violators of Chapter 104, prevailing wages and so forth. As testified by the Department of Labor and Industrial Relations, they have that power now. They do that now if there are any violations. This is just additional bureaucracy and additional rights and benefits for the unions that are seeking to harass employers. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2848 was adopted and S.B. No. 2209, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC WORKS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen). Excused, 1 (Hee).

Stand. Com. Rep. No. 2852 (S.B. No. 2416, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2852 was adopted and S.B. No. 2416, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE REHIRING OF RETIREES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 2853 (S.B. No. 2546, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 2853 be adopted and S.B. No. 2546, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator English.

Senator Slom rose in opposition to the measure and said:

“Mr. President, I rise in opposition to this bill.

“It always scares me whenever any bill, whether it’s about education or economic development or anything else, talks about an authority. Here we’re talking about a construction authority, construction task force and authority.

“The testimony was that the industry seems to be taking pretty good care of itself. They seem to know what’s happening and they have good communication, and to create yet another part of bureaucracy is unnecessary and costly. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2853 was adopted and S.B. No. 2546, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen). Excused, 2 (Hee, Tsutsui).

Stand. Com. Rep. No. 2854 (S.B. No. 2616, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 2854 be adopted and S.B. No. 2616, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator English.

Senator Slom rose to speak against the measure as follows:

"Mr. President, here I am again at our annual meal break bill to vote against it. We have a bill that's introduced every year. There's no problem but there would be a problem if the bill were enacted into law because we've heard testimony from individuals and businesses that their particular practices do not allow for a mandated specified time for a break. It's not that they don't give the meal breaks, because they do. If they didn't give breaks, they would be in violation of existing labor law.

"What this does is not take cognizance of what happens in various industries, what the practices are, what both labor and management have to say about their processes. So, again it's a symbolic bill. It's fun that it's introduced every year, but we don't need it and it does have unintended consequences. Thank you."

Senator Kim requested her vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2854 was adopted and S.B. No. 2616, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEAL BREAKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 16. Noes, 7 (Hemmings, Hogue, Ige, Sakamoto, Slom, Trimble, Whalen). Excused, 2 (Hee, Tsutsui).

Stand. Com. Rep. No. 2855 (S.B. No. 2640, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 2855 be adopted and S.B. No. 2640, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak against the measure and said:

"Mr. President, I stand to vote against this bill.

"Again, what this seeks to do is draw more people out of the EUTF and to extend VEBA type organizations to all labor organizations. While the HSTA made this a major point of their lobbying for the last several years and won the day last year, of all the unions they were the most responsive to the legislative auditor several years ago in providing information though they did not provide all of the financial information. Several of the other unions that would benefit from this bill provided no information or false information.

"So this would not be a good move to expand this until we see what happens with the law that we passed last year. Thank you."

Senator Hanabusa rose to speak in opposition as follows:

"Mr. President, I rise in opposition to this measure.

"Mr. President, like the previous speaker said, this whole idea of how we handle our healthcare costs, in terms of the actual healthcare benefits the state provides its employees, was the subject of a 1999 audit by the legislative auditor which resulted in the creation of the EUTF. Since then, there've been efforts to actually undo what the EUTF has done and we all know, especially those who sit in Ways and Means and the Finance Committees, the effect of that bill and the cost savings that we have seen as a result.

"But more importantly than that, Mr. President, we have to all remember why we created the EUTF. We created the EUTF because what we had was one of the worst things any employer wants, which is a discriminatory practice among its employees. We not only had unions that were able to cherry pick among its members so certain members were given benefits, but if you had a large family, you were basically told to go to the state because if you stay with us, you're going to pay thousands of dollars more in your healthcare benefits.

"So, because of the porting situation, we had a situation where people with large families, retirees, those who retired before the age of 65, were all put into the state health fund. And what that benefited, of course as we all know, was the percentage determined what was ported to the respective unions. We all had to stop and think, is this where we're going to go? Are we going to go bankrupt the state on this? But more importantly than that, what about the retirees? That's always been my compelling argument as to why we needed the EUTF.

"Mr. President, as we know, what was happening and what happens in the private sector, where I know the most about, you had retirees who were promised that they would be able to have health benefits into the future. And what would happen? Because retirees are not a mandatory subject of bargaining, Mr. President, if anybody lost benefits, it was retirees. First they would say, well, you just have to do a co-pay. Then it was, well, you know, we're going to cover part of your premium. Then it was, you go and cover yourself in Medicare. Then it was, maybe we'll give you \$50.00. And in some unions, Mr. President, some very large unions, they can't offer any coverage at all.

"What the state has been able to do, Mr. President, is keep its word to its retirees by creating the EUTF. This is by risk sharing among everyone. That was the reason why, though a bill didn't make it through, Mr. President, the retirees came before the Labor Committee and said do not, do not put us into the respective VEBA plans. Let us stay in the EUTF because they know that's their best protection. They have no standing in this bill. Their rates are going to be negotiated by a union that does not represent them anymore.

"Yes, for those who are retired they get a one-time in or out. They get to opt in, but they don't get to opt-out. And for those who are working now, you do not have the option to opt into the EUTF. You are going to stay in your respective union plans. And if you remember why, that was because those were the promises that they made and said, 'of course we'll take our retirees because that's the way it's going to work.'

"So why is it that the retirees themselves who are usually very quiet, who support their unions, talk to us on the side, why have they come forward and say do not put us into any of these respective plans? The reason was because they know what's going to happen. And the question comes back to what do we do? Do we keep our word?

"This S.B. No. 2640 is also an attempt to do a pilot. Mr. President, what we should do is let the HSTA's pilot work its way through and to show us whether it works or not, instead of

implementing another pilot. Because if you would look at S.B. No. 2640, it does not have the same language as the HSTA bill. Remember, the HSTA bill was negotiated and worked on by the attorney general in charge of the EUTF. It had different kinds of cautionary language. And in fact, my concern was that bill gave the attorney general and the members a lot more power in terms of challenging the benefits than the ERISA plans do. I happen to know about ERISA plans. It would be very interesting to see how it works its way through.

“And as the good Senator from Hawaii Kai pointed out, the newspapers have referenced the latest action by the attorney general for \$46 million against two of the union plans; because we did not have the information and are going through an audit at great cost to the state. Forensic accountants or CPAs, whatever you want to call them, were hired out-of-state to come in and review all of these records. They had to reconstruct it. And that’s where the \$46 million came from. We also know that HSTA had \$16 million, which they are banking on as the basis for their VEBA.

“Bottom line is, let the HSTA’s plan show us whether it works before you do this. Or at the very minimum, if you’re going to do this, then do it so it’s the same with the HSTA. Why does the HSTA that did cooperate a lot better than everyone else did when the legislative auditor did the audit, why are they now held to a more stringent standard than the unions that didn’t cooperate and cost us all this money to go do this audit?

“So Mr. President and members, I know it is not popular to say to unions that, no, you cannot have what you want all the time, but this bill, at the very least, is premature. And at the very least it’s discriminatory between a union that has already agreed to go through the process. We pass one bill for that union and we pass another bill for the other unions? That’s not what we’re about.

“EUTF was a creation to level the playing field for everyone so a UPW worker with five kids could have the same rights and benefits as another union member with one kid. And remember, that’s what we didn’t have in the individual health funds. We did not have that. If you had the perfect size family, you were given the benefit. But if you even deviated from that, you couldn’t do it. Now, EUTF gives everyone the opportunity to have their child covered while they go to college. The benefits are across the board what everyone else offered. Yes, it may cost some members more money. Because they no longer have the benefit of the cherry picking.

“We are here to treat employees the same whether you’re the governor of the State of Hawaii or you’re somebody out there cleaning our fish ponds. It’s the same. That’s what makes employers good employers. That is what we’re talking about here.

“So Mr. President, members, I ask that you vote S.B. No. 2640, S.D. 1, down because it’s discriminatory. It doesn’t do what we want to do as employers and as a state body, and think about the retirees – they know. That’s why they’re coming to us and asking us not to put them into those plans because they know what’s going to happen. They know they’re going to be left out there. They don’t have representation with the respective unions. They’re not even covered under Chapter 89 anymore. Where in this bill does it say that the union even has an obligation to think about their best interest? It doesn’t say it.

“So, for these reasons, members, do the right thing and vote down this measure. Thank you.”

Senator Hogue rose to speak in opposition to the measure and said:

“Mr. President, I also rise in opposition.

“I think that the good Senator from Waianae made some very, very good points. I have supported the legislation the past couple of years, which has helped the teachers, and I think a lot of people here have backed up that legislation. One of the reasons we did that is because of figures that were given to us in regards to the impact of a VEBA for the teachers and also because they willingly negotiated and listened to what the state had to say.

“So, I think that the Senator from Waianae has made some excellent points and that we should not go forward with this legislation until we see whether in fact the legislation we put forward for the teachers does in fact work. We want to support the teachers and help our kids and education, but we don’t want to go too far and end up costing the taxpayers what could amount to millions of dollars if we are wrong and this legislation goes forward.

“So, I urge you to continue to support what we have supported the last couple of years with the teachers but to vote ‘no’ against this legislation. Thank you.”

Senator Sakamoto requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2855 was adopted and S.B. No. 2640, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES’ BENEFICIARY ASSOCIATION TRUSTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 15. Noes, 9 (Hanabusa, Hemmings, Hogue, Kim, Kokubun, Nishihara, Slom, Trimble, Whalen). Excused, 1 (English).

Stand. Com. Rep. No. 2856 (S.B. No. 2643, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2856 was adopted and S.B. No. 2643, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO VOCATIONAL REHABILITATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (English).

Stand. Com. Rep. No. 2857 (S.B. No. 3009, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2857 was adopted and S.B. No. 3009, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CIVIL SERVICE EXEMPT EMPLOYEES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hogue, Slom, Trimble, Whalen). Excused, 1 (English).

Stand. Com. Rep. No. 2858 (S.B. No. 3011, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2858 was adopted and S.B. No. 3011, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CIVIL SERVICE LAW,” having been read

throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Hogue, Slom, Trimble). Excused, 1 (English).

Stand. Com. Rep. No. 2859 (S.B. No. 3012, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2859 was adopted and S.B. No. 3012, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hogue, Trimble). Excused, 1 (English).

Stand. Com. Rep. No. 2860 (S.B. No. 3020, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2860 was adopted and S.B. No. 3020, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Hogue, Slom, Trimble). Excused, 1 (English).

Stand. Com. Rep. No. 2861 (S.B. No. 3022, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2861 was adopted and S.B. No. 3022, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY LAW," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hogue, Slom, Trimble). Excused, 1 (English).

Stand. Com. Rep. No. 2862 (S.B. No. 3031, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2862 was adopted and S.B. No. 3031, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UNINTERRUPTED MEDICAL TREATMENT FOR WORK-RELATED INJURIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 2863 (S.B. No. 3034, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2863 was adopted and S.B. No. 3034, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PREVAILING WAGES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 2864 (S.B. No. 3035, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2864 was adopted and S.B. No. 3035, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO CONTINUED TEMPORARY TOTAL DISABILITY BENEFITS TO INJURED EMPLOYEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 2869 (S.B. No. 2072, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2869 was adopted and S.B. No. 2072, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ATHLETIC HEALTH CARE TRAINERS IN PUBLIC SCHOOLS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Stand. Com. Rep. No. 2870 (S.B. No. 2229, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2870 be adopted and S.B. No. 2229, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure and stated:

"Mr. President, I rise in opposition to this measure.

"Our schools are going to be getting into the second mortgage business – second mortgages that can be made at interest rates between 0 and 8 percent, second mortgages that can be made up to 30 percent of the purchase price of the home. I think, colleagues, that this is ripe for misuse and therefore I'll be voting 'no' and I encourage you to do likewise. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2870 was adopted and S.B. No. 2229, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS' HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Stand. Com. Rep. No. 2873 (S.B. No. 2648, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2873 be adopted and S.B. No. 2648, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak in opposition as follows:

"Mr. President, I rise in opposition.

"Colleagues, I, by all means, support our veterans, but the bill as originally drafted would cost more than what it would do. I'm sure that it costs us more than \$50,000 to create a new law, but this bill originally would have set aside \$50,000 to print a newsletter for veterans.

"I am bothered by the fact that, one, there was never a demonstrated need for a newsletter; second, that we are not seeking to use a website as a method of communicating with our veterans; and third, there was never demonstrated that a person who would need the services that were provided would actually look at the newsletter. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2873 was adopted and S.B. No. 2648, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," having

been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Stand. Com. Rep. No. 2877 (S.B. No. 2705, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2877 was adopted and S.B. No. 2705, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Ige).

Stand. Com. Rep. No. 2879 (S.B. No. 2708, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2879 was adopted and S.B. No. 2708, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Hogue, Trimble).

Stand. Com. Rep. No. 2886 (S.B. No. 2836, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2886 was adopted and S.B. No. 2836, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE EDUCATIONAL FACILITIES IMPROVEMENT FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2888 (S.B. No. 2884, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2888 was adopted and S.B. No. 2884, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Hemmings).

Stand. Com. Rep. No. 2889 (S.B. No. 2886, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2889 be adopted and S.B. No. 2886, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure and said:

"Mr. President, I rise in opposition to this measure.

"Colleagues, in this case we're having education by fiat. There are no things that potentially are not within . . . things that are beyond our powers. But giving degrees by fiat, I think, is not something we should be doing. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2889 was adopted and S.B. No. 2886, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Stand. Com. Rep. No. 2890 (S.B. No. 2956, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2890 be adopted and S.B. No. 2956, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Hogue rose in support of the measure and said:

"Mr. President, I rise in support of this particular measure here.

"I see that it has a name now – Fix Hawaii Schools Act – and certainly the schools should be fixed. I'm in support of us spending money for repair and maintenance. We absolutely have to do that. We talked about our surveys that went out earlier. I was glad to see that the fine folks of Kalihi are just as smart as the folks from Kaneohe and Kailua. I'm sure that you've also gotten similar results in your surveys where they said that the number one priority was to fix the schools. Let's get the schools fixed. Let's get them up to snuff.

"My concern continues to be, and I ask the Chair of the Education Committee if we could have a special hearing or informational briefing just on the process of repair and maintenance. I know a number of us have asked questions at our Committees on specific bills, but we are all perplexed as to why it takes so long to get our schools fixed. I know that there are a variety of reasons and people continue to go to their schools and say, why is it that this has been on the backlog list for so many years, and why do we have cracks in the ceiling, and why do we have buildings that haven't been painted? And maybe the problem is with the Department of Education and maybe it's with DAGS and maybe it's with the construction industry that is just absolutely overburdened at this particular point, but we've got to facilitate this particular process. Maybe we just need to get a working group together and find out ways that we can help in this process as well.

"So, I'm glad that we're putting money forward. I hope we continue to put money forward and to find ways to improve this system so that in fact we can fix the schools. We have to fix them now and we have to fix them forever, and we have to get to the bottom of this backlog once and for all. Thank you very much."

Senator Slom rose in opposition to the measure and stated:

"Mr. President, I rise in opposition to the bill.

"I don't know of anyone inside or outside this Legislature that does not support fully the repair and maintenance of our public schools but we've been talking about it for 10, 12, 14 years or longer. As the good Senator from Kaneohe said, it is a continuing problem. Nobody likes to do repair and maintenance and yet that's what you have to do on any structure.

"Earlier this year we already had a debate as to how much money had been spent, how much money is in the fund, how much money has been released, and my problem with this bill, again, is that it creates a construction special fund. I don't think creating another special fund is going to get the schools repaired faster and I do think that it certainly is going to make it harder to track where the money is and what the actual amounts are.

"And so, as long as we keep doing this and creating all these special funds, we're going to make it more and more difficult not only for the average citizen, but also for people in elected office, appointed office, in the government itself to try to track

the money and where the money actually is going, how much is actually being released, how much is being spent. So, I'm sorry that again we have to use this subterfuge of a special fund because that's what it is. That's what the auditor said years ago. That's what the Tax Foundation has said. It is not an honest way of doing accounting and trying to find the total amounts if that's what we're looking for. Thank you."

Senator Sakamoto rose to support the measure and said:

"Mr. President, I rise in support of the measure.

"Certainly we all agree, as articulated here, we need to fix our schools. Let me respond to the Senator from Kaneohe on the comments about the process. I think what we've done in recent past is the DAGS process collapsed that into the Department of Education process so that we don't have the finger pointing or the excuses back and forth. So, we've worked together to do part of that. Going forward we can ask the department again to help us be clear on understanding the current process, work with budget and finance so we can better understand their process because a few months ago there was confusion over how much money is available, how much money is in the backlog, etc. I believe we've made strides to get on the same page.

"In regard to the special fund, the Senator from Hawaii Kai points in that direction, this particular special fund would help construction of new schools in a different manner. When we do things in a different manner, I think it's trying to set aside money so it doesn't get intermingled and misused or not used. So this fund aims to do another mechanism to construct the schools like a certificate of participation and if money were put in that type of fund and used appropriately, that would be a mechanism to construct a school or some schools in a quicker manner."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2890 was adopted and S.B. No. 2956, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2893 (S.B. No. 3059, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2893 was adopted and S.B. No. 3059, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2895 (S.B. No. 3101, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2895 be adopted and S.B. No. 3101, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition and stated:

"Mr. President, I rise in opposition to this measure.

"We'll be creating an authority and we'll be placing this new authority into the Department of Education, which for all intents and purposes is autonomous. I can't support this kind of structure. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2895 was adopted and S.B. No. 3101, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Hogue, Slom, Trimble).

Stand. Com. Rep. No. 2896 (S.B. No. 3102, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2896 was adopted and S.B. No. 3102, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STUDENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Trimble).

Stand. Com. Rep. No. 2898 (S.B. No. 3194, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2898 be adopted and S.B. No. 3194, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak in opposition to the measure and said:

"Mr. President, I rise in opposition to this measure.

"Every year we have powerful Committee Chairs who try to come up with who can come up with the most money given out in the form of tax credits. Yes, it does rain in places other than Manoa and I do oppose a \$250 tax credit for teachers. Among other things, this bill does not give a tax credit to all teachers and I'm just kind of curious why we're discriminating against private school teachers as if they are less deserving. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2898 was adopted and S.B. No. 3194, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Trimble).

Stand. Com. Rep. No. 2899 (S.B. No. 3195, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2899 was adopted and S.B. No. 3195, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Slom, Trimble).

Stand. Com. Rep. No. 2901 (S.B. No. 3275, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2901 be adopted and S.B. No. 3275, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak in opposition as follows:

"Mr. President, I rise in opposition to this bill.

"We talked about this bill in Ways and Means and it seems here that the determining factor is whether a student has

insurance or not so that the insurance can be tapped to pay for assessments – assessments of drug use and abuse. And my question at the time was, what happened to our zero tolerance policy? I thought zero tolerance meant zero tolerance. If somebody violated that, used drugs on campus or an abusive substance, they were removed.

“Now, I was told by a member of the Ways and Means Committee, the Chairman of the Education Committee that in fact we no longer have a zero tolerance policy in the public schools which was news to me. I want to confirm that right now and that the idea is we’re going to give these students another chance, more assessments, charge their insurance or charge the taxpayers for money.

“So, if I’m wrong, I’d like to be corrected, but if there is no zero tolerance policy, I want to ask why. I think the community still thinks that there is. We talk about it a lot. I think it does a lot of harm to good students, to good parents, all these programs that we have that we subsidize – anti-drug, anti-substance abuse – and then we’re saying we’re going to give you one more chance. Let’s have one more chance after zero tolerance.

“So, that’s what I want to know – What is it? Do we have zero tolerance or don’t we? Thank you.”

Senator Sakamoto rose to speak in favor of the measure and said:

“Mr. President, I rise in support of the measure.

“I don’t want to get into the semantics of whether we have a zero tolerance because I’m not the board of education or I don’t want to speak for them. There may indeed still be a board of education policy or department policy that says zero tolerance policy, but I know in the practicalness of it, students get messed up in substance abuse and to have them sitting on the street or rummaging through your garage or doing something else doesn’t make sense.

“This measure hopes to help those students who get identified. But you can’t just help them by saying we’re going to do X, Y, or Z. They would need an assessment. So this measure would help them get treated properly and if the assessment and the treatment in general in a layman’s sense gets approved, then they would be allowed back in school. So they’re not automatically back in school but this would allow a mechanism for them to get rehabilitated and treated.”

Senator Trimble rose to speak in opposition to the measure and said:

“Mr. President, I rise in opposition to this measure.

“What we are witnessing is a bureaucracy that is trying to say no. And the way the bureaucracy says no is they say, well, we don’t have money to do this. We’ve got a Department of Education with over a billion dollar budget that can’t find money in the budget to pay for that small group of people that need an ‘assessment’ to return to school. And so the way they say it is, well, we simply don’t have money in our budget to do this . . . BS.

“Thank you, Mr. President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2901 was adopted and S.B. No. 3275, S.D. 2, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUBSTANCE ABUSE ASSESSMENTS FOR UNINSURED STUDENTS,” having been read throughout,

passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Slom, Trimble).

Stand. Com. Rep. No. 2902 (S.B. No. 2067, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 2902 be adopted and S.B. No. 2067, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Hogue rose and said:

“Mr. President, I rise, actually, to ask a question, if I could, because I need a clarification from the Chair of Ways and Means. Is this money coming from the hurricane fund? In other words, is money being raided from the hurricane fund, the principal or the interest? I know that we’ve had this discussion previously and I have in some cases money coming out of the interest, but my constituents have said that they do not want the hurricane fund to be raided. So, can you help me out here. Is this money coming directly from the hurricane fund? Does it represent principal? Thank you.”

Senator Taniguchi responded:

“Mr. President, I will respond. We did amend it to take the money from the hurricane reserve trust fund.”

Senator Hogue further inquired:

“And so that means, yes, it comes from the hurricane fund? Correct. Okay. Okay, so I’ll be voting ‘no.’ Thank you.”

Senator Taniguchi requested the following remarks be inserted into the Journal. The Chair having so ordered, Senator Taniguchi’s remarks read as follows:

“Mr. President, I rise to speak in support of S.B. No. 2067, S.D. 1.

“Mr. President, nearly 15 years ago, Hawaii was devastated by Hurricane Iniki. The question I ask is not if another hurricane will strike, but when. As Hurricane Katrina showed the nation and the world, hurricanes do not discriminate – their path of destruction hits everyone in its path.

“However, Mr. President, the residents of Hawaii can prepare for the next hurricane by strengthening their residential structures through installation of hurricane clips, window protection, and other mitigation devices, including the construction of a safe room.

“One of the most damaging effects due to a hurricane is wind damage, especially in situations where homes lose their rooftops. Not only are the contents of the home ruined, but the flying debris impacts nearby structures.

“The loss mitigation program was established several years ago, and last year was the first year the program has received funding. People in all coastal states are realizing that mitigation is the best means to deal with the onslaught of a hurricane. This program will help prevent injuries and fatalities and reduce property losses. Many will benefit from this program.

“I urge my colleagues to support this bill. Thank you, Mr. President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2902 was adopted and S.B. No. 2067, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INSURANCE,”

having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Hogue, Slom, Trimble).

Stand. Com. Rep. No. 2904 (S.B. No. 2143, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2904 be adopted and S.B. No. 2143, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure and stated:

“Mr. President, I rise in opposition to this measure.

“Colleagues, every year I get to rise and speak and we take the vote and it’s 24 or 23 to 1, and yet next year I get the opportunity to rise yet another time.

“The only thing different this year is that it’s no longer being proposed as a money laundering bill collection, but merely a money transmitter bill. And the second difference is this year they’ve got a paid lobbyist going from office to office to tell us how much consumers need protection.

“The truth of the matter is that people that send their money home know how to get it home and word gets around very quickly if there’s a problem. We don’t hear testimony for consumers that say yes, we want to pay more to send our money home, and that’s exactly what’s going to happen if we pass this bill. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2904 was adopted and S.B. No. 2143, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Stand. Com. Rep. No. 2914 (S.B. No. 2958, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 2914 be adopted and S.B. No. 2958, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak with reservations on the measure and said:

“Mr. President, I rise to express reservations. I’ll be voting ‘yes, with reservations.’

“Going home should be free. An interesting book written about 15 years ago is titled Miles from Nowhere. People seem to wind up at the end of the road. They run out of money and they have no means to go home.

“I think if we are seriously going to approach the housing problem, we need a long term shift, a GMO, so to speak, and going home or leaving Hawaii should be free. You shouldn’t necessarily have to be destitute for us to have a public policy of helping those that need to go home get home. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2914 was adopted and S.B. No. 2958, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2915 (S.B. No. 3112, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 2915 was adopted and S.B. No. 3112, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senator Inouye, Chair of the Committee on Transportation and Government Operations, requested a waiver of the notice requirement pursuant to Senate Rule 21 for the following governor’s messages and resolutions:

- Gov. Msg. No. 256;
- Gov. Msg. No. 257;
- Gov. Msg. No. 275;
- Gov. Msg. No. 277;
- S.C.R. No. 33;
- S.C.R. No. 35;
- S.C.R. No. 38;
- S.R. No. 17; and
- S.R. No. 18.

Senator Inouye noted:

“Mr. President, your Committee on TGO would like to hear these measures to clear the calendar for pending crossover bills from the House in an expeditious manner.”

The Chair then granted the waiver.

At 4:44 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 4:44 o’clock p.m.

ADJOURNMENT

At 4:45 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, March 9, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TWENTY-SEVENTH DAY

Thursday, March 9, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:37 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Rosalyn H. Baker, Hawaii State Senate, after which the Roll was called showing all Senators present with the exception of Senator Ihara who was excused.

The President announced that he had read and approved the Journal of the Twenty-Sixth Day.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 302, dated March 3, 2006, transmitting proposed changes to the FY 2007 Executive Supplemental Budget, was read by the Clerk and was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 88 to 347) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 88, transmitting H.B. No. 105, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 105, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 89, transmitting H.B. No. 366, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 366, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES," passed First Reading by title and was referred to the Committee on Higher Education, then to the Committee on Ways and Means.

Hse. Com. No. 90, transmitting H.B. No. 386, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 386, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURTS," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 91, transmitting H.B. No. 767, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 767, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPSITES," passed First Reading by

title and was referred to the Committee on Water, Land, and Agriculture.

Hse. Com. No. 92, transmitting H.B. No. 861, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 861, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 93, transmitting H.B. No. 1021, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1021, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 94, transmitting H.B. No. 1026, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1026, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed First Reading by title and was referred to the Committee on Tourism, then to the Committee on Ways and Means.

Hse. Com. No. 95, transmitting H.B. No. 1233, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1233, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 96, transmitting H.B. No. 1242, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1242, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SECTION 453-16, HAWAII REVISED STATUTES," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 97, transmitting H.B. No. 1368, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1368, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 98, transmitting H.B. No. 1417, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1417, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DESIGN PROFESSIONALS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 99, transmitting H.B. No. 1466, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1466, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed First Reading by title and was referred jointly to the Committee on Education and Military Affairs and the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 100, transmitting H.B. No. 1706, H.D. 3, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1706, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ENVIRONMENTAL COVENANTS ACT," passed First Reading by title and was referred to the Committee on Energy, Environment, and International Affairs, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 101, transmitting H.B. No. 1795, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1795, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 102, transmitting H.B. No. 1796, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1796, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOTICE," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 103, transmitting H.B. No. 1800, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1800, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SALE OF REAL PROPERTY," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 104, transmitting H.B. No. 1809, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1809, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER'S LICENSE," passed First Reading by title and was referred jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Education and Military Affairs.

Hse. Com. No. 105, transmitting H.B. No. 1817, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1817, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed First Reading by title and was referred jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 106, transmitting H.B. No. 1821, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1821, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CARE HOMES," passed First Reading by title and was referred jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 107, transmitting H.B. No. 1826, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1826, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THEFT," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 108, transmitting H.B. No. 1829, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1829, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred jointly to the Committee on Higher Education and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 109, transmitting H.B. No. 1833, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1833, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed First Reading by title and was referred jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 110, transmitting H.B. No. 1835, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1835, H.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION," passed First Reading by title and was referred jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 111, transmitting H.B. No. 1836, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1836, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VETERINARIANS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 112, transmitting H.B. No. 1843, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1843, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VOCATIONAL AGRICULTURE EDUCATION," passed First Reading by title and was referred jointly to the Committee on Education and Military Affairs and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 113, transmitting H.B. No. 1844, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1844, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE RULES," passed First Reading by title and was referred to the Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 114, transmitting H.B. No. 1860, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1860, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 115, transmitting H.B. No. 1862, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1862, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred jointly to the Committee on Education and Military Affairs and the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 116, transmitting H.B. No. 1865, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1865, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed First Reading by title and was referred jointly to the Committee on Education and Military Affairs and

the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 117, transmitting H.B. No. 1866, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1866, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred jointly to the Committee on Higher Education, the Committee on Education and Military Affairs and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 118, transmitting H.B. No. 1867, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1867, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 119, transmitting H.B. No. 1871, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1871, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER CREDIT REPORTING AGENCIES," passed First Reading by title and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 120, transmitting H.B. No. 1873, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1873, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTIONS," passed First Reading by title and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 121, transmitting H.B. No. 1879, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1879, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed First Reading by title and was referred to the Committee on Education and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 122, transmitting H.B. No. 1880, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1880, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed First Reading by title and was referred jointly to the Committee on Water, Land, and Agriculture and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 123, transmitting H.B. No. 1884, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1884, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 124, transmitting H.B. No. 1886, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1886, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 125, transmitting H.B. No. 1888, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1888, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL COOPERATION," passed First Reading by title and was referred jointly to the Committee on Business and Economic Development and the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 126, transmitting H.B. No. 1889, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1889, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF INTERNATIONAL AFFAIRS," passed First Reading by title and was referred to the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 127, transmitting H.B. No. 1890, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1890, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SISTER STATE AND PROVINCE RELATIONSHIPS," passed First Reading by title and was referred to the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 128, transmitting H.B. No. 1891, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1891, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 129, transmitting H.B. No. 1899, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1899, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF SAFETY HELMETS BY MINORS," passed First Reading by title and was referred to the Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 130, transmitting H.B. No. 1904, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1904, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC SAFETY AT PUBLIC SCHOOLS," passed First Reading by title and was referred jointly to the Committee on Transportation and Government Operations and the Committee on Education and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 131, transmitting H.B. No. 1917, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1917, H.D. 2, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII CONSTITUTION RELATING TO THE ESTABLISHMENT OF A SALARY COMMISSION," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 132, transmitting H.B. No. 1918, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1918, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMISSION ON SALARIES," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 133, transmitting H.B. No. 1922, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1922, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed First Reading by title and was referred to the Committee on Tourism, then to the Committee on Ways and Means.

Hse. Com. No. 134, transmitting H.B. No. 1928, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1928, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed First Reading by title and was referred jointly to the Committee on Tourism and the Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 135, transmitting H.B. No. 1930, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1930, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING," passed First Reading by title

and was referred to the Committee on Water, Land, and Agriculture.

Hse. Com. No. 136, transmitting H.B. No. 1935, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1935, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 137, transmitting H.B. No. 1936, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1936, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 138, transmitting H.B. No. 1938, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1938, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed First Reading by title and was referred jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 139, transmitting H.B. No. 1939, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1939, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 140, transmitting H.B. No. 1948, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1948, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE MANAGEMENT," passed First Reading by title and was referred jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 141, transmitting H.B. No. 1955, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1955, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LITTER CONTROL," passed First Reading by title and was referred jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 142, transmitting H.B. No. 1968, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1968, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 143, transmitting H.B. No. 1975, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1975, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 144, transmitting H.B. No. 1977, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1977, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STRUCTURED SETTLEMENTS," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 145, transmitting H.B. No. 1980, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1980, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GIFT CERTIFICATES," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 146, transmitting H.B. No. 1982, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1982, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FISH," passed First Reading by title and was referred jointly to the Committee on Media, Arts, Science and Technology and the Committee on Transportation and Government Operations.

Hse. Com. No. 147, transmitting H.B. No. 1984, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1984, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONVICTION DATA," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 148, transmitting H.B. No. 1995, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 1995, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF A MINOR," passed First Reading by title and was referred to

the Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 149, transmitting H.B. No. 2039, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2039, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DECONTAMINATION OF ILLEGAL DRUG MANUFACTURING SITES," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 150, transmitting H.B. No. 2040, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2040, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE SENATOR HIRAM L. FONG SCHOLARSHIP PROGRAM," passed First Reading by title and was referred to the Committee on Higher Education, then to the Committee on Ways and Means.

Hse. Com. No. 151, transmitting H.B. No. 2043, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2043, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," passed First Reading by title and was referred to the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 152, transmitting H.B. No. 2045, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2045, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PERINATAL CARE," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 153, transmitting H.B. No. 2051, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2051, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTION FOR VICTIMS OF HUMAN TRAFFICKING," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 154, transmitting H.B. No. 2057, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2057, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 155, transmitting H.B. No. 2066, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2066, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," passed First Reading by title and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 156, transmitting H.B. No. 2075, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2075, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed First Reading by title and was referred to the Committee on Transportation and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 157, transmitting H.B. No. 2097, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2097, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVERS," passed First Reading by title and was referred jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 158, transmitting H.B. No. 2098, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2098, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Human Services.

Hse. Com. No. 159, transmitting H.B. No. 2109, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2109, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 160, transmitting H.B. No. 2126, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2126, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY MEDICAL SERVICES," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 161, transmitting H.B. No. 2130, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2130, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed First Reading by title and was referred jointly to the Committee on Transportation and Government Operations and the Committee

on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 162, transmitting H.B. No. 2132, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2132, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ACQUIRE REAL PROPERTY IN WAHIAWA, OAHU," passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 163, transmitting H.B. No. 2146, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2146, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed First Reading by title and was referred jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs.

Hse. Com. No. 164, transmitting H.B. No. 2147, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2147, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DROUGHT MITIGATING WATER STORAGE FACILITIES," passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 165, transmitting H.B. No. 2153, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2153, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 166, transmitting H.B. No. 2175, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2175, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed First Reading by title and was referred jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 167, transmitting H.B. No. 2176, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2176, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 168, transmitting H.B. No. 2177, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2177, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION," passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 169, transmitting H.B. No. 2178, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2178, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 170, transmitting H.B. No. 2179, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2179, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 171, transmitting H.B. No. 2180, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2180, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed First Reading by title and was referred jointly to the Committee on Higher Education, the Committee on Labor and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 172, transmitting H.B. No. 2181, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2181, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed First Reading by title and was referred to the Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 173, transmitting H.B. No. 2182, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2182, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred jointly to the Committee on Education and Military Affairs and the Committee on Higher Education, then to the Committee on Ways and Means.

Hse. Com. No. 174, transmitting H.B. No. 2183, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2183, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY SHELTERS," passed First Reading by title and was referred jointly to the Committee on Transportation and Government Operations and the Committee on Education and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 175, transmitting H.B. No. 2187, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2187, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY MEDICAL SERVICES," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 176, transmitting H.B. No. 2192, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2192, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 177, transmitting H.B. No. 2199, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2199, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL TRADE AGREEMENT," passed First Reading by title and was referred jointly to the Committee on Transportation and Government Operations and the Committee on Energy, Environment, and International Affairs, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 178, transmitting H.B. No. 2204, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2204, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 179, transmitting H.B. No. 2208, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2208, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed First Reading by title and was referred to the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 180, transmitting H.B. No. 2211, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2211, H.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO DEFINITIONS FOR WORKERS' COMPENSATION," passed First Reading by title and was referred jointly to the Committee on Labor and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 181, transmitting H.B. No. 2212, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2212, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," passed First Reading by title and was referred jointly to the Committee on Education and Military Affairs and the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 182, transmitting H.B. No. 2214, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2214, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX," passed First Reading by title and was referred jointly to the Committee on Transportation and Government Operations and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 183, transmitting H.B. No. 2215, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2215, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS ON PUBLIC PROPERTY," passed First Reading by title and was referred to the Committee on Transportation and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 184, transmitting H.B. No. 2233, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2233, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDEMNATION," passed First Reading by title and was referred jointly to the Committee on Water, Land, and Agriculture, the Committee on Business and Economic Development and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 185, transmitting H.B. No. 2240, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2240, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed First Reading by title and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 186, transmitting H.B. No. 2248, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2248, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA," passed First Reading by title and was referred jointly to the Committee on Water, Land, and Agriculture and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 187, transmitting H.B. No. 2250, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2250, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TIME LIMITATIONS," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 188, transmitting H.B. No. 2256, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2256, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION," passed First Reading by title and was referred jointly to the Committee on Media, Arts, Science and Technology and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 189, transmitting H.B. No. 2259, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2259, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OFFICE OF THE LEGISLATIVE ANALYST," passed First Reading by title and was referred to the Committee on Transportation and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 190, transmitting H.B. No. 2263, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2263, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLING INVASIVE SPECIES," passed First Reading by title and was referred jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 191, transmitting H.B. No. 2265, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2265, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 192, transmitting H.B. No. 2271, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2271, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NON-AGRICULTURAL PARK

LANDS," passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 193, transmitting H.B. No. 2274, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2274, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE RISK MANAGEMENT," passed First Reading by title and was referred to the Committee on Transportation and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 194, transmitting H.B. No. 2277, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2277, H.D. 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 195, transmitting H.B. No. 2278, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2278, H.D. 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR THE DEPARTMENT OF THE ATTORNEY GENERAL," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 196, transmitting H.B. No. 2282, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2282, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 846E," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 197, transmitting H.B. No. 2299, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2299, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 803," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 198, transmitting H.B. No. 2311, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2311, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 199, transmitting H.B. No. 2312, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2312, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE EMERGENCY BUDGET AND RESERVE FUND," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 200, transmitting H.B. No. 2319, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2319, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 201, transmitting H.B. No. 2330, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2330, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SECURITY NUMBER PROTECTION," passed First Reading by title and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology.

Hse. Com. No. 202, transmitting H.B. No. 2343, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2343, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed First Reading by title and was referred to the Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 203, transmitting H.B. No. 2367, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2367, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR SERVICE PROVIDERS OF THE OFFICE OF YOUTH SERVICES," passed First Reading by title and was referred to the Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 204, transmitting H.B. No. 2368, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2368, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 205, transmitting H.B. No. 2371, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2371, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE HAWAII YOUTH CORRECTIONAL FACILITY," passed First Reading by title and was referred jointly to the Committee on Human Services and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 206, transmitting H.B. No. 2372, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2372, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 207, transmitting H.B. No. 2397, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2397, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GROUNDED VESSELS," passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 208, transmitting H.B. No. 2399, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2399, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTER-ISLAND FERRY SERVICE," passed First Reading by title and was referred jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 209, transmitting H.B. No. 2404, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2404, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS," passed First Reading by title and was referred jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 210, transmitting H.B. No. 2410, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2410, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 211, transmitting H.B. No. 2412, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2412, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 212, transmitting H.B. No. 2419, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2419, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed First Reading by title and was referred to the Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 213, transmitting H.B. No. 2421, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2421, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PERFORMING ARTS BUSINESSES," passed First Reading by title and was referred to the Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 214, transmitting H.B. No. 2422, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2422, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed First Reading by title and was referred to the Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 215, transmitting H.B. No. 2423, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2423, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE HIGHWAY FUND," passed First Reading by title and was referred to the Committee on Transportation and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 216, transmitting H.B. No. 2440, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2440, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ATHLETE AGENTS ACT," passed First Reading by title and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Higher Education, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 217, transmitting H.B. No. 2442, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2442, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MILITARY INSTALLATIONS," passed First Reading by title and was referred jointly to the Committee on Water, Land, and Agriculture, the Committee on

Intergovernmental Affairs and the Committee on Education and Military Affairs, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 218, transmitting H.B. No. 2443, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2443, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMERGENCY MANAGEMENT ASSISTANCE COMPACT," passed First Reading by title and was referred to the Committee on Transportation and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 219, transmitting H.B. No. 2444, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2444, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed First Reading by title and was referred to the Committee on Transportation and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 220, transmitting H.B. No. 2446, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2446, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INCREASING POWER GENERATING CAPACITY FOR THE QUEEN'S MEDICAL CENTER," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 221, transmitting H.B. No. 2448, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2448, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL FACILITIES," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 222, transmitting H.B. No. 2453, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2453, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CREDIT CARDS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 223, transmitting H.B. No. 2454, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2454, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE VACANCIES," passed First Reading by title and was referred to the Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 224, transmitting H.B. No. 2455, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2455, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNITED STATES SENATE," passed First Reading by title and was referred to the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 225, transmitting H.B. No. 2457, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2457, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE PLAN," passed First Reading by title and was referred to the Committee on jointly to the Committee on Education and Military Affairs and the Committee on Transportation and Government Operations.

Hse. Com. No. 226, transmitting H.B. No. 2508, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2508, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WAIVER OF ABANDONED VEHICLE PUBLIC AUCTION REQUIREMENTS," passed First Reading by title and was referred jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs.

Hse. Com. No. 227, transmitting H.B. No. 2509, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2509, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," passed First Reading by title and was referred jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 228, transmitting H.B. No. 2520, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2520, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ROADS IN LIMBO PROGRAM FOR THE COUNTY OF HAWAII," passed First Reading by title and was referred jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 229, transmitting H.B. No. 2521, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2521, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COMMUNITY ANTI-DRUG FUND," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 230, transmitting H.B. No. 2526, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2526, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION AS A GRANT-IN-AID TO THE COUNTY OF HAWAII FOR EMERGENCY MEDICAL SERVICE PERSONNEL TO STAFF THE AEROMEDICAL HELICOPTER UNIT," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 231, transmitting H.B. No. 2540, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2540, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INCREASING STIPENDS FOR VOLUNTEER PRECINCT OFFICIALS," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 232, transmitting H.B. No. 2550, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2550, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 233, transmitting H.B. No. 2551, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2551, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred jointly to the Committee on Education and Military Affairs and the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 234, transmitting H.B. No. 2555, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2555, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 235, transmitting H.B. No. 2558, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2558, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VOCATIONAL REHABILITATION," passed First Reading by title and was referred jointly to the Committee on Labor and the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 236, transmitting H.B. No. 2566, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2566, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading by title and was referred jointly to the Committee on Water, Land, and Agriculture and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 237, transmitting H.B. No. 2587, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2587, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MARINE RESOURCES," passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 238, transmitting H.B. No. 2589, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2589, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 239, transmitting H.B. No. 2595, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2595, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY VISITS," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 240, transmitting H.B. No. 2598, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2598, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading by title and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 241, transmitting H.B. No. 2606, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2606, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 242, transmitting H.B. No. 2609, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2609, H.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO COLLECTIVE BARGAINING FOR EMPLOYEES IN NEW CENTURY CHARTER SCHOOLS," passed First Reading by title and was referred jointly to the Committee on Labor and the Committee on Education and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 243, transmitting H.B. No. 2610, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2610, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," passed First Reading by title and was referred jointly to the Committee on Education and Military Affairs and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 244, transmitting H.B. No. 2625, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2625, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM STATE LAWS," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 245, transmitting H.B. No. 2637, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2637, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed First Reading by title and was referred to the Committee on Transportation and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 246, transmitting H.B. No. 2639, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2639, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS WHILE OPERATING A MOTOR VEHICLE," passed First Reading by title and was referred to the Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 247, transmitting H.B. No. 2655, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2655, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT INVESTIGATION," passed First Reading by title and was referred jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means.

Hse. Com. No. 248, transmitting H.B. No. 2669, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2669, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVENTION CENTER ENTERPRISE SPECIAL FUND," passed First Reading by title and was referred to the Committee on Tourism, then to the Committee on Ways and Means.

Hse. Com. No. 249, transmitting H.B. No. 2670, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2670, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 250, transmitting H.B. No. 2678, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2678, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 251, transmitting H.B. No. 2692, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2692, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed First Reading by title and was referred jointly to the Committee on Labor and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 252, transmitting H.B. No. 2698, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2698, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 253, transmitting H.B. No. 2705, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2705, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OUTDOOR ADVERTISING," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 254, transmitting H.B. No. 2708, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2708, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADVERTISING," passed First Reading by title and was referred jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 255, transmitting H.B. No. 2710, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2710, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NOISE," passed First Reading by title and was referred to the Committee on Energy, Environment, and International Affairs, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 256, transmitting H.B. No. 2713, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2713, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR KAWAIAHAO SCHOOL," passed First Reading by title and was referred to the Committee on Education and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 257, transmitting H.B. No. 2715, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2715, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POLICE OFFICERS," passed First Reading by title and was referred to the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 258, transmitting H.B. No. 2717, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2717, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 259, transmitting H.B. No. 2743, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2743, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 260, transmitting H.B. No. 2746, H.D. 3, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2746, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO AVIATION FUEL TAXES," passed First Reading by title and was referred to the Committee on Transportation and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 261, transmitting H.B. No. 2747, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2747, H.D. 2, entitled: "A BILL FOR AN

ACT RELATING TO DRIVER LICENSING,” passed First Reading by title and was referred to the Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 262, transmitting H.B. No. 2759, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2759, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INVASIVE SPECIES,” passed First Reading by title and was referred jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs.

Hse. Com. No. 263, transmitting H.B. No. 2761, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2761, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST MAUI LAND AND PINEAPPLE COMPANY, INC.,” passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 264, transmitting H.B. No. 2765, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2765, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO INVASIVE SPECIES,” passed First Reading by title and was referred jointly to the Committee on Water, Land, and Agriculture and the Committee on Energy, Environment, and International Affairs.

Hse. Com. No. 265, transmitting H.B. No. 2767, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2767, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 266, transmitting H.B. No. 2771, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2771, H.D. 2, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN AGRICULTURAL PARK IN ROYAL KUNIA,” passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 267, transmitting H.B. No. 2772, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2772, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CRIMINAL PROPERTY DAMAGE TO AGRICULTURAL AND AQUACULTURAL PROPERTY,” passed First Reading by title and was referred to the Committee

on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 268, transmitting H.B. No. 2774, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2774, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 269, transmitting H.B. No. 2778, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2778, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS,” passed First Reading by title and was referred jointly to the Committee on Transportation and Government Operations and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 270, transmitting H.B. No. 2780, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2780, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE DISPOSITION OF CONVICTED DEFENDANTS,” passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 271, transmitting H.B. No. 2796, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2796, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HONEY,” passed First Reading by title and was referred jointly to the Committee on Water, Land, and Agriculture and the Committee on Health.

Hse. Com. No. 272, transmitting H.B. No. 2803, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2803, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE CONVEYANCE TAX,” passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 273, transmitting H.B. No. 2806, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2806, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SUSTAINABILITY,” passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 274, transmitting H.B. No. 2823, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2823, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BILL OF RIGHTS DAY," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 275, transmitting H.B. No. 2833, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2833, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRISONS," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 276, transmitting H.B. No. 2835, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2835, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LOW-INCOME REFUNDABLE TAX CREDIT," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 277, transmitting H.B. No. 2836, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2836, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION SECURITY," passed First Reading by title and was referred jointly to the Committee on Media, Arts, Science and Technology and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 278, transmitting H.B. No. 2848, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2848, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed First Reading by title and was referred to the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 279, transmitting H.B. No. 2857, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2857, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed First Reading by title and was referred to the Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 280, transmitting H.B. No. 2859, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2859, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FENCING," passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 281, transmitting H.B. No. 2863, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2863, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHMENT OF THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY INNOVATION CORPORATION," passed First Reading by title and was referred jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Business and Economic Development, then to the Committee on Ways and Means.

Hse. Com. No. 282, transmitting H.B. No. 2877, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2877, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 283, transmitting H.B. No. 2878, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2878, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST TRADEWINDS FOREST PRODUCTS, LLC," passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 284, transmitting H.B. No. 2884, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2884, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AMBULANCE SERVICE FOR THE HAIKU REGION OF MAUI," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 285, transmitting H.B. No. 2885, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2885, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADULT ENTERTAINMENT PRODUCTS," passed First Reading by title and was referred to the Committee on Business and Economic Development, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 286, transmitting H.B. No. 2895, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2895, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITATION OF ACTIONS," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 287, transmitting H.B. No. 2897, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2897, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO APPELLATE JURISDICTION," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 288, transmitting H.B. No. 2899, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2899, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JUDGMENT LIENS," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 289, transmitting H.B. No. 2925, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2925, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT," passed First Reading by title and was referred jointly to the Committee on Business and Economic Development and the Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 290, transmitting H.B. No. 2928, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2928, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COUNTIES," passed First Reading by title and was referred jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Intergovernmental Affairs.

Hse. Com. No. 291, transmitting H.B. No. 2930, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2930, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN TRADITIONAL AND CUSTOMARY PRACTICES," passed First Reading by title and was referred jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 292, transmitting H.B. No. 2947, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2947, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 293, transmitting H.B. No. 2961, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2961, H.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO EDUCATION," passed First Reading by title and was referred jointly to the Committee on Education and Military Affairs and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 294, transmitting H.B. No. 2962, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2962, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 295, transmitting H.B. No. 2964, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2964, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed First Reading by title and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 296, transmitting H.B. No. 2966, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2966, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 297, transmitting H.B. No. 2968, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2968, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEREST RATES," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 298, transmitting H.B. No. 2987, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2987, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR SAINT LOUIS SCHOOL," passed First Reading by title and was referred to the Committee on Education and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 299, transmitting H.B. No. 2991, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2991, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 300, transmitting H.B. No. 2994, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 2994, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAND ACQUISITION," passed First Reading by title and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 301, transmitting H.B. No. 3014, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3014, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BAIL," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 302, transmitting H.B. No. 3016, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3016, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNSERVED ARREST WARRANTS," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 303, transmitting H.B. No. 3017, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3017, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 304, transmitting H.B. No. 3018, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3018, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT EMPLOYEES," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 305, transmitting H.B. No. 3019, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3019, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed First Reading by title and was referred to the Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 306, transmitting H.B. No. 3030, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3030, H.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO THE BUREAU OF CONVEYANCES," passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 307, transmitting H.B. No. 3036, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3036, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 308, transmitting H.B. No. 3037, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3037, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," passed First Reading by title and was referred jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 309, transmitting H.B. No. 3053, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3053, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed First Reading by title and was referred to the Committee on Energy, Environment, and International Affairs, then to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 310, transmitting H.B. No. 3056, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3056, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO KAWAI NUI MARSH," passed First Reading by title and was referred jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 311, transmitting H.B. No. 3057, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3057, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," passed First Reading by title and was referred to the Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 312, transmitting H.B. No. 3060, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3060, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed First Reading by title and was referred jointly to the Committee on

Media, Arts, Science and Technology and the Committee on Business and Economic Development, then to the Committee on Ways and Means.

Hse. Com. No. 313, transmitting H.B. No. 3067, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3067, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed First Reading by title and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 314, transmitting H.B. No. 3068, H.D. 3, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3068, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed First Reading by title and was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 315, transmitting H.B. No. 3077, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3077, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST ROSETTE STEEL HAWAII," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 316, transmitting H.B. No. 3080, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3080, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DIGITAL MEDIA," passed First Reading by title and was referred to the Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 317, transmitting H.B. No. 3087, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3087, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 318, transmitting H.B. No. 3089, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3089, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES' TRUST FUND," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 319, transmitting H.B. No. 3098, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3098, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," passed First Reading by title and was referred jointly to the Committee on Education and Military Affairs and the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 320, transmitting H.B. No. 3100, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3100, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE FORECLOSURES," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 321, transmitting H.B. No. 3101, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3101, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 322, transmitting H.B. No. 3115, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3115, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PETROLEUM INDUSTRY," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 323, transmitting H.B. No. 3116, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3116, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CHILDREN'S HEALTH CARE PROGRAM," passed First Reading by title and was referred jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 324, transmitting H.B. No. 3118, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3118, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 325, transmitting H.B. No. 3121, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3121, H.D. 2, entitled: "A BILL FOR AN

ACT RELATING TO CIVIL DEFENSE,” passed First Reading by title and was referred to the Committee on Transportation and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 326, transmitting H.B. No. 3126, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3126, entitled: “A BILL FOR AN ACT RELATING TO RAPID IDENTIFICATION DOCUMENTS,” passed First Reading by title and was referred to the Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 327, transmitting H.B. No. 3129, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3129, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LONG-TERM CARE,” passed First Reading by title and was referred jointly to the Committee on Health, the Committee on Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 328, transmitting H.B. No. 3133, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3133, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO FEDERALLY QUALIFIED HEALTH CENTERS,” passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 329, transmitting H.B. No. 3139, H.D. 3, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3139, H.D. 3, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 330, transmitting H.B. No. 3142, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3142, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TRAUMA CARE,” passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 331, transmitting H.B. No. 3149, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3149, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LAND TRANSFER,” passed First Reading by title and was referred jointly to the Committee on Water, Land, and Agriculture and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 332, transmitting H.B. No. 3154, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3154, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Human Services.

Hse. Com. No. 333, transmitting H.B. No. 3158, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3158, H.D. 2, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII,” passed First Reading by title and was referred to the Committee on Higher Education, then to the Committee on Ways and Means.

Hse. Com. No. 334, transmitting H.B. No. 3193, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3193, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII,” passed First Reading by title and was referred to the Committee on Higher Education, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 335, transmitting H.B. No. 3194, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3194, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE COMMISSION FOR NATIONAL AND COMMUNITY SERVICE,” passed First Reading by title and was referred to the Committee on Human Services, then to the Committee on Higher Education.

Hse. Com. No. 336, transmitting H.B. No. 3202, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3202, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING,” passed First Reading by title and was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 337, transmitting H.B. No. 3216, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3216, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE ISLAND OF KAHŌ‘OLAWĒ,” passed First Reading by title and was referred jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 338, transmitting H.B. No. 3217, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3217, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KUPUNA RECOGNITION DAY," passed First Reading by title and was referred to the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 339, transmitting H.B. No. 3222, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3222, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed First Reading by title and was referred jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 340, transmitting H.B. No. 3225, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3225, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed First Reading by title and was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 341, transmitting H.B. No. 3237, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3237, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," passed First Reading by title and was referred jointly to the Committee on Education and Military Affairs and the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 342, transmitting H.B. No. 3250, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3250, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUPERSEDEAS BONDS," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 343, transmitting H.B. No. 3254, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3254, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OATHS OF OFFICE," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 344, transmitting H.B. No. 3256, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3256, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed First Reading by title and was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 345, transmitting H.B. No. 3257, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3257, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS," passed First Reading by title and was referred jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 346, transmitting H.B. No. 3258, H.D. 2, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3258, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred jointly to the Committee on Education and Military Affairs and the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 347, transmitting H.B. No. 3261, H.D. 1, which passed Third Reading in the House of Representatives on March 7, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 3261, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INGENUITY CORPORATION CHARTER," passed First Reading by title and was referred jointly to the Committee on Business and Economic Development and the Committee on Higher Education, then to the Committee on Ways and Means.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 41 to 52) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 41 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND THE EXECUTIVE OFFICE ON AGING TO COLLABORATE ON PROVIDING TRANSPORTATION TO SENIORS AND TO VISUALLY IMPAIRED PERSONS, AND EXPRESSING THE LEGISLATURE'S SUPPORT FOR FEDERAL LEGISLATION TO PROVIDE FUNDING FOR ITNAMERICA FOR A FIVE-YEAR NATIONAL ROLL-OUT AND GRANTS."

Offered by: Senator Inouye.

No. 42 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO ESTABLISH A TASK FORCE ON SUPPLY OF CONTRACTORS AND TRADESMEN IN TIMES OF NATURAL DISASTER TO STUDY THE EXPEDITED LICENSING OR LICENSING EXEMPTIONS FOR CONTRACTORS AND TRADESMEN AND THE ESTABLISHMENT OF PRICE CONTROLS ON BUILDING MATERIALS."

Offered by: Senator Inouye.

No. 43 "SENATE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO

SUPPORT THE ENACTMENT OF LAWS THAT ASSIST HUNGRY AMERICANS.”

Offered by: Senator Inouye.

No. 44 “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF THE CAPITAL IMPROVEMENT PROJECTS OF THE DEPARTMENT OF TRANSPORTATION.”

Offered by: Senator Inouye.

No. 45 “SENATE CONCURRENT RESOLUTION REQUESTING HAWAII’S CONGRESSIONAL DELEGATION TO SEEK FEDERAL GRANTS FROM THE UNITED STATES OFFICE FOR DOMESTIC PREPAREDNESS FOR THE STATE DEPARTMENT OF DEFENSE.”

Offered by: Senator Inouye.

No. 46 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO COMPLY WITH COUNTY ORDINANCES AND STANDARDS RELATING TO OUTSIDE LIGHTING AT AIRPORTS AND HARBORS, AND TO PROVIDE CUT-OFF OR FULLY SHIELDED LENS FIXTURES TO DIRECT ARTIFICIAL LIGHTING DOWNWARD TO PREVENT DIFFUSION THE LIGHT INTO THE ATMOSPHERE, ON THE ISLAND OF HAWAII AND THE ISLAND OF MAUI.”

Offered by: Senator Inouye.

No. 47 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND THE COUNTY FIRE CHIEFS TO COLLABORATE AND COOPERATE TO REACH A MUTUALLY AGREEABLE SOLUTION OVER FIRE INSPECTION RESPONSIBILITIES AT THE HONOLULU INTERNATIONAL AIRPORT AND OTHER STATE AIRPORTS.”

Offered by: Senator Inouye.

No. 48 “SENATE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO RECOMMEND WHETHER THE DEPARTMENT OF TRANSPORTATION SHOULD ADOPT THE BASIC RIDER COURSE OF THE MOTORCYCLE SAFETY FOUNDATION AS A COMPREHENSIVE EDUCATIONAL PROGRAM FOR THE ENTIRE MOTORCYCLE COMMUNITY.”

Offered by: Senator Inouye.

No. 49 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO AUTHORIZE THE STATE FIRE COUNCIL TO EMPLOY AN ADMINISTRATOR AND AN ADMINISTRATIVE ASSISTANT.”

Offered by: Senator Inouye.

No. 50 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ASSIST IN DEVELOPING COMMUNITY-BASED PROGRAMS ON THE BIG ISLAND THAT ENCOURAGE POSITIVE YOUTH OUTCOMES, INCLUDING LEADERSHIP DEVELOPMENT.”

Offered by: Senator Inouye.

No. 51 “SENATE CONCURRENT RESOLUTION SUPPORTING SOCIAL EQUALITY FOR ALL OF HAWAII RESIDENTS.”

Offered by: Senator Chun Oakland.

No. 52 “SENATE CONCURRENT RESOLUTION REQUESTING THE HOUSE AND SENATE COMMITTEES ON HUMAN SERVICES TO CONDUCT A JOINT STUDY OF THE DEPARTMENT OF HUMAN SERVICES’ REUNIFICATION AND KINSHIP PLACEMENT POLICIES AND PROCEDURES”

Offered by: Senator Chun Oakland.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 22 to 32) were read by the Clerk and were deferred:

Senate Resolution

No. 22 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND THE EXECUTIVE OFFICE ON AGING TO COLLABORATE ON PROVIDING TRANSPORTATION TO SENIORS AND TO VISUALLY IMPAIRED PERSONS, AND EXPRESSING THE LEGISLATURE’S SUPPORT FOR FEDERAL LEGISLATION TO PROVIDE FUNDING FOR ITNAMERICA FOR A FIVE-YEAR NATIONAL ROLL-OUT AND GRANTS.”

Offered by: Senator Inouye.

No. 23 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO ESTABLISH A TASK FORCE ON SUPPLY OF CONTRACTORS AND TRADESMEN IN TIMES OF NATURAL DISASTER TO STUDY THE EXPEDITED LICENSING OR LICENSING EXEMPTIONS FOR CONTRACTORS AND TRADESMEN AND THE ESTABLISHMENT OF PRICE CONTROLS ON BUILDING MATERIALS.”

Offered by: Senator Inouye.

No. 24 “SENATE RESOLUTION URGING HAWAII’S CONGRESSIONAL DELEGATION TO SUPPORT THE ENACTMENT OF LAWS THAT ASSIST HUNGRY AMERICANS.”

Offered by: Senator Inouye.

No. 25 “SENATE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF THE CAPITAL IMPROVEMENT PROJECTS OF THE DEPARTMENT OF TRANSPORTATION.”

Offered by: Senator Inouye.

No. 26 “SENATE RESOLUTION REQUESTING HAWAII’S CONGRESSIONAL DELEGATION TO SEEK FEDERAL GRANTS FROM THE UNITED STATES OFFICE FOR DOMESTIC PREPAREDNESS FOR THE STATE DEPARTMENT OF DEFENSE.”

Offered by: Senator Inouye.

No. 27 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO COMPLY WITH COUNTY ORDINANCES AND STANDARDS RELATING TO OUTSIDE LIGHTING AT AIRPORTS AND HARBORS, AND TO PROVIDE CUT-OFF OR FULLY SHIELDED LENS FIXTURES TO DIRECT ARTIFICIAL LIGHTING DOWNWARD TO PREVENT DIFFUSION THE LIGHT INTO THE ATMOSPHERE, ON THE ISLAND OF HAWAII AND THE ISLAND OF MAUI."

Offered by: Senator Inouye.

No. 28 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND THE COUNTY FIRE CHIEFS TO COLLABORATE AND COOPERATE TO REACH A MUTUALLY AGREEABLE SOLUTION OVER FIRE INSPECTION RESPONSIBILITIES AT THE HONOLULU INTERNATIONAL AIRPORT AND OTHER STATE AIRPORTS."

Offered by: Senator Inouye.

No. 29 "SENATE RESOLUTION ESTABLISHING A TASK FORCE TO RECOMMEND WHETHER THE DEPARTMENT OF TRANSPORTATION SHOULD ADOPT THE BASIC RIDER COURSE OF THE MOTORCYCLE SAFETY FOUNDATION AS A COMPREHENSIVE EDUCATIONAL PROGRAM FOR THE ENTIRE MOTORCYCLE COMMUNITY."

Offered by: Senator Inouye.

No. 30 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO AUTHORIZE THE STATE FIRE COUNCIL TO EMPLOY AN ADMINISTRATOR AND AN ADMINISTRATIVE ASSISTANT."

Offered by: Senator Inouye.

No. 31 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ASSIST IN DEVELOPING COMMUNITY-BASED PROGRAMS ON THE BIG ISLAND THAT ENCOURAGE POSITIVE YOUTH OUTCOMES, INCLUDING LEADERSHIP DEVELOPMENT."

Offered by: Senator Inouye.

No. 32 "SENATE RESOLUTION REQUESTING THE HOUSE AND SENATE COMMITTEES ON HUMAN SERVICES TO CONDUCT A JOINT STUDY OF THE DEPARTMENT OF HUMAN SERVICES' REUNIFICATION AND KINSHIP PLACEMENT POLICIES AND PROCEDURES"

Offered by: Senator Chun Oakland.

STANDING COMMITTEE REPORTS

Senators Ige and Chun Oakland, for the Committee on Intergovernmental Affairs and the Committee on Human Services, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2916) recommending that S.C.R. No. 6, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 2916 and S.C.R. No. 6, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING PRESIDENT BUSH AND THE UNITED STATES CONGRESS TO NOT PRIVATIZE

SOCIAL SECURITY," was deferred until Friday, March 10, 2006.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2917) recommending that the Senate advise and consent to the nomination of PATRICIA LOCKWOOD to the Statewide Council on Independent Living, in accordance with Gov. Msg. No. 276.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2917 and Gov. Msg. No. 276 was deferred until Friday, March 10, 2006.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2918) recommending that the Senate advise and consent to the nomination of RENE BERTHIAUME to the State Rehabilitation Council, in accordance with Gov. Msg. No. 291.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2918 and Gov. Msg. No. 291 was deferred until Friday, March 10, 2006.

ORDER OF THE DAY

THIRD READING

S.B. No. 2006, S.D. 3:

On motion by Senator English, seconded by Senator Kokubun and carried, S.B. No. 2006, S.D. 3, entitled: "A BILL FOR AN ACT PROHIBITING SALES OF OPIHI," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Hogue, Slom). Excused, 2 (Ihara, Nishihara).

S.B. No. 3161, S.D. 3:

Senator English moved that S.B. No. 3161, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Kokubun.

Senator Slom rose in opposition to the measure and stated:

"Mr. President, I rise in opposition to the bill.

"I support the contents of the bill. I support the objectives of renewable energy, but I'm opposed to the creation of yet another special fund. Thank you."

The motion was put by the Chair and carried, S.B. No. 3161, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Slom). Excused, 2 (Ihara, Nishihara).

S.B. No. 218, S.D. 4:

On motion by Senator Baker, seconded by Senator Chun Oakland and carried, S.B. No. 218, S.D. 4, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ihara, Nishihara).

S.B. No. 640, S.D. 3:

Senator Taniguchi moved that S.B. No. 640, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Hogue rose in opposition and said:

“Mr. President, I rise in opposition to this measure.

“Colleagues, this measure purports to change the very essence of the board of education from a part time position, which members receive a stipend, to a fulltime board of education in which we set up a salary commission and these board of education members are salaried. No one disputes the fact that board of education folks work very, very hard and they are in charge of some very important matters – and that is our children in the public schools.

“However, the board of education should be, should be, people who volunteer to step forward. They should be parents. They should be people in the community, people who have jobs, people who are just regular folks. That’s what the board of education should be made up of. It shouldn’t be fulltime members of the board of education and in some cases lobbying for their case one way or another and it just changes the very essence of the board of education.

“So I would encourage all of you to consider voting ‘no’ on this particular measure as it moves forward in the process. Thank you very much, Mr. President.”

Senator Ige rose and said:

“Mr. President, if you could just note my reservations.”

The Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 640, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, 6 (Hemmings, Hogue, Kim, Slom, Trimble, Whalen). Excused, 2 (Ihara, Nishihara).

S.B. No. 3037, S.D. 2:

Senator Taniguchi moved that S.B. No. 3037, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak in opposition to the measure as follows:

“Mr. President, I rise in opposition to this measure.

“Colleagues, is this a gift or is this intended as an entitled money? If it is intended as a gift, what we do really doesn’t matter and what the Department of Taxation does later on really doesn’t matter because we all recognize that it was a gift and not an entitlement.

“If on the other hand we think the people in Manoa are entitled to this tax credit, then we should be mindful as we write legislation to do the best job that we can do to make sure that two things happen: (1) that there is congruence; and (2) that you enable the residents of Manoa to have the ability of informed compliance. I’ll take the second one first – informed compliance means that citizens intentionally try to understand

what the law is, and having understood the law, intentionally comply with it because it’s just as good as any other alternative.

“If current practices are followed, the Department of Taxation will not produce its guidelines for what qualifies and what does not qualify until after people have already filed for this income tax credit. When that happens, you are denying the people that are entitled to this the right of informed compliance.

“Let me give you some examples, and the ones that I’m most familiar with were the home improvement or construction tax credit, which involve things like materials and labor. Is the tile on the floor a material that is also included as well as the labor? If the contractor puts in a light fixture, is the bulb inside the light fixture also included as well as the labor? When you look at what this tax credit does, it is not clearly defined as to what you list when you submit your claim for an income tax credit.

“The problem is you need to have congruence. You need to have the lawmaker’s idea of what should be included to be the same as the residents that are claiming because I believe that the residents want to claim what is right. There also has to be congruence between the lawmakers, the residents, and the people that advise them – the CPAs, their tax accountants. And finally, there needs to be congruence not only among these three groups, but the audit section of the Department of Taxation.

“So, if you pass this law, if you insist that you pass this law, then I think it is appropriate that you ensure that there is congruence between what you have in mind and the way that the Department of Taxation will audit this claim. And I assure you that they will three years down the road. And their practice, by the way, is to wait until they can assess not only, you know, ask for more taxes, but they wait so that you can no longer amend your taxes. They wait until they can also assess an interest on this. If you don’t want this to be happy, then I think you should make sure there’s congruence between what you mean and the way the audit section of the Department of Taxation is going to interpret it two to three years from now.

“But I stood to oppose this measure because it is bad legislation. It is like, well, the Chairman of Ways and Means is so important, and he happens to be running for reelection this year, that no matter how outrageous the tax credit he proposes, as if it doesn’t rain anyplace other than Manoa, he is so powerful and because we have a system where democracy really doesn’t work in this Body because the Committee Chair rules. And we no longer have a democracy but we have what, an 11-headed autocracy?”

Senator Tsutsui interjected:

“Mr. President, point of order. Can the speaker please keep his comments to the bill in front of us.”

The Chair then stated:

“Senator Trimble, please keep your comments germane to the subject and not be personal about it.”

Senator Trimble continued:

“Thank you. Personal in what regard, Mr. President? Because I really think it reflects poorly on the Senate President who’s in charge of this organization and making sure that the will of the people carries forth.”

The President interjected:

“Senator, please talk about the issue.”

Senator Trimble responded:

“The issue is offering a tax credit to only residents in Manoa as if it rains no place else. And if this is not abuse of the public trust, then I don’t know what is and I ask for a Roll Call vote.

“Thank you, Mr. President.”

Senator Taniguchi responded:

“Mr. President, I’d just like to respond.

“I guess we had this bill last year and a lot of people voted for that, so I don’t understand the Senator from Waikiki’s comments at this point.

“I think part of it, given the fact that there have been other incidences just recently, I may regret that we titled the bill in a very narrow form but we initially wanted to do that because we didn’t know of any other places, and so maybe that was an error on my part to not take that into consideration. It doesn’t just rain in Manoa. We realize that. I think part of the situation was that a lot of the people who were flooded out who received significant damage, especially those on Pamoia Road, had been flooded in 1994 and some of the issues had not been resolved with regard to mitigation of that flooding. So all these people felt that nothing had happened in 1994 and again they were flooded in 2004, and so that’s the kind of relief we’re trying to address here. I went to visit some of the residents a couple of weeks ago and I think there’s still a lot of anger about the fact that because the university got flooded this time, there was a lot of response, and certainly there should be because the university is a state agency. But I think again, these people that got flooded a couple of years back and nothing happened, they did not receive anything and they got flooded the second time, and I think that’s part of the reason why it was felt that we should try to proceed with this measure.

“Thank you.”

Senator Hemmings rose in favor of the measure and said:

“Mr. President, I rise to speak in favor of this legislation.

“Mr. President, it doesn’t only rain in Manoa. It rains in many places. We don’t only have hurricanes on Kauai. We don’t only have earthquakes on the Big Island. But when an area of this state especially gets inundated with a very specific problem, I think it’s our legislative responsibility to respond to the need for help. In this particular instance, Manoa is not in a flood plane. This is an unprecedented disaster and I think the right thing for us to do is to respond appropriately.

“I’m quite proud that the good Senator from Manoa stood strong for the people he represents. If something happened in my district, I would hope that this Legislature would support my constituency similarly.

“Thank you, Mr. President.”

Senator Hee rose to speak in favor of the measure as follows:

“Mr. President, I rise to speak in favor of this legislation.

“I just want to pick up from the previous speaker that it does rain on the North Shore and I’m taking a cue off of the previous speaker that I hope that legislation will reflect the concerns from Kahaluu to Kahuku. Thank you.”

The motion was put by the Chair and carried, S.B. No. 3037, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO RELIEF OF MANOA FLOOD VICTIMS,” having been read throughout, and Roll Call vote having been requested, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Ihara, Kim).

S.B. No. 2959, S.D. 3:

On motion by Senator Chun Oakland, seconded by Senator Hee and carried, S.B. No. 2959, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO LABOR,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 3 (Hogue, Slom, Trimble). Excused, 2 (Ihara, Kim).

REFERRAL OF HOUSE BILLS

MATTERS DEFERRED FROM TUESDAY, MARCH 7, 2006

The President made the following committee assignments of House bills received on Tuesday, March 7, 2006:

- | House Bill | Referred to: |
|------------------|--|
| No. 173, H.D. 1 | Jointly to the Committee on Transportation and Government Operations and the Committee on Education and Military Affairs |
| No. 1468 | Jointly to the Committee on Intergovernmental Affairs and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means |
| No. 1794, H.D. 1 | Committee on Ways and Means |
| No. 1819, H.D. 1 | Jointly to the Committee on Intergovernmental Affairs and the Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs |
| No. 1852 | Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means |
| No. 1863 | Jointly to the Committee on Education and Military Affairs and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means |
| No. 1869, H.D. 1 | Committee on Health, then to the Committee on Ways and Means |
| No. 1923, H.D. 1 | Committee on Tourism, then to the Committee on Ways and Means |
| No. 1947 | Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs |
| No. 2058 | Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs |
| No. 2145, H.D. 2 | Jointly to the Committee on Tourism, the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs |

- No. 2213, H.D. 1 Jointly to the Committee on Education and Military Affairs and the Committee on Health, then to the Committee on Ways and Means
- No. 2239, H.D. 1 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 2258, H.D. 1 Committee on Human Services, then to the Committee on Ways and Means
- No. 2309 Committee on Labor, then to the Committee on Ways and Means
- No. 2317 Committee on Commerce, Consumer Protection and Housing
- No. 2346 Committee on Education and Military Affairs, then to the Committee on Ways and Means
- No. 2347 Committee on Education and Military Affairs, then to the Committee on Ways and Means
- No. 2400 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 2434 Committee on Commerce, Consumer Protection and Housing
- No. 2479 Jointly to the Committee on Higher Education and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 2503, H.D. 2 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs
- No. 2535 Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2619 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 2641, H.D. 1 Jointly to the Committee on Transportation and Government Operations and the Committee on Labor, then to the Committee on Ways and Means
- No. 2691 Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2737, H.D. 1 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2763, H.D. 1 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 2805 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
- No. 2842, H.D. 1 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 2898 Committee on Judiciary and Hawaiian Affairs
- No. 2901 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs
- No. 2934 Jointly to the Committee on Education and Military Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 2950 Committee on Labor, then to the Committee on Ways and Means
- No. 2952, H.D. 1 Jointly to the Committee on Labor and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means
- No. 2953, H.D. 1 Committee on Transportation and Government Operations, then to the Committee on Ways and Means
- No. 2974 Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 2986, H.D. 1 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means
- No. 3029, H.D. 1 Jointly to the Committee on Higher Education and the Committee on Education and Military Affairs, then to the Committee on Ways and Means
- No. 3063, H.D. 1 Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Business and Economic Development, then to the Committee on Ways and Means
- No. 3105, H.D. 2 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means
- No. 3123, H.D. 1 Jointly to the Committee on Transportation and Government Operations and the Committee on Health, then to the Committee on Ways and Means
- No. 3160, H.D. 1 Jointly to the Committee on Higher Education and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
- No. 3166, H.D. 1 Committee on Higher Education, then to the Committee on Ways and Means
- No. 3167, H.D. 1 Committee on Higher Education, then to the Committee on Ways and Means
- No. 3173, H.D. 1 Committee on Higher Education, then to the Committee on Ways and Means
- No. 3235, H.D. 1 Committee on Media, Arts, Science and Technology, then to the Committee on Ways and Means
- No. 3238, H.D. 1 Committee on Commerce, Consumer Protection and Housing
- No. 3244, H.D. 1 Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Commerce, Consumer Protection and Housing, then jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means

No. 3253 Committee on Judiciary and Hawaiian Affairs

No. 3259, H.D. 1 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means

**REFERRAL OF A
SENATE CONCURRENT RESOLUTION**

The President made the following committee assignment of a concurrent resolution that was offered on Friday, March 3, 2006:

Senate
Concurrent
Resolution Referred to:

No. 39 Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Transportation and Government Operations

REFERRAL OF A SENATE RESOLUTION

The President made the following committee assignment of a resolution that was offered on Friday, March 3, 2006:

Senate
Resolution Referred to:

No. 20 Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Transportation and Government Operations

Senator Baker rose at this time and said:

“Mr. President, I request that when the Senate adjourns, we adjourn on a rising vote in honor and in memory of Peter Miller, Brien Eisaman and Marlana Yomes.”

The Chair so ordered.

ADJOURNMENT

At 11:59 o'clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, March 10, 2006, on a rising vote, observing a moment of silence in memory of Peter A. Miller, Brien P. Eisaman and Marlana L. Yomes who lost their lives in the Hawaii Air Ambulance crash on Wednesday, March 8, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

TWENTY-EIGHTH DAY

Friday, March 10, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:39 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Roy Goshi-Otaguro, Pan-American MOA Foundation, after which the Roll was called showing all Senators present with the exception of Senator Menor who was excused.

The President announced that he had read and approved the Journal of the Twenty-Seventh Day.

At 11:47 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:54 o'clock a.m.

HOUSE COMMUNICATION

Hse. Com. No. 348, transmitting H.C.R. No. 30, H.D. 1, which was adopted by the House of Representatives on March 9, 2006, was read by the Clerk and was placed on file.

By unanimous consent, action on H.C.R. No. 30, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO IMMEDIATELY RESCIND BOTH ITS REQUEST FOR PROPOSALS AND ANY CONTRACT OR AGREEMENT AWARDED, OR COMMITMENT MADE, TO ALEXANDER & BALDWIN PROPERTIES, INC., FOR THE DEVELOPMENT OF KAKAAKO MAKAI," was deferred until Monday, March 13, 2006.

SENATE COMMUNICATION

Sen. Com. No. 2, notice to the Governor dated March 10, 2006, transmitting S.B. No. 679, S.D. 1; S.B. No. 2148, S.D. 1; S.B. No. 2246, S.D. 1; and S.B. No. 2797, S.D. 1, which propose amendments to the Hawaii State Constitution, was read by the Clerk and was disposed of as follows:

By unanimous consent, the following notice was sent to the Governor:

"March 10, 2006

The Honorable Linda Lingle
Governor of the State of Hawaii
State Capitol
Honolulu, Hawaii 96813

Dear Governor Lingle:

In accordance with the provisions of Article XVII, Section 3 of the Hawaii State Constitution, written notice is hereby given of the final form to the following bill(s), a copy of which is attached hereto:

S.B. No. 679, S.D. 1
'PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO TESTIMONY OF DEFENDANTS IN CRIMINAL CASES.'

S.B. No. 2148, S.D. 1

'PROPOSING AMENDMENTS TO THE HAWAII CONSTITUTION RELATING TO THE ATTORNEY GENERAL.'

S.B. No. 2246, S.D. 1
'PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO SEXUAL ASSAULT.'

S.B. No. 2797, S.D. 1
'PROPOSING AN AMENDMENT TO THE HAWAII STATE CONSTITUTION RELATING TO JUDGES.'

Respectfully,

/s/ Paul T. Kawaguchi
PAUL T. KAWAGUCHI
Clerk of the Senate"

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 53 to 56) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 53 "SENATE CONCURRENT RESOLUTION SUPPORTING THE RELOCATION OF THE PACIFIC CENTER FOR RESIDENTIAL REHABILITATION PROGRAM TO THE HILO VETERANS HOME."

Offered by: Senator Inouye.

No. 54 "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION AND THE DEPARTMENT OF EDUCATION TO INCLUDE 'CYBER BULLYING' AS A FORM OF HARASSMENT WHEN REVIEWING CHAPTER 8-19 OF ITS ADMINISTRATIVE RULES."

Offered by: Senator Menor.

No. 55 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY ON THE ISSUE OF RECLASSIFYING VARIABLE ANNUITY CONTRACTS AS INSURANCE RATHER THAN SECURITIES."

Offered by: Senator Menor.

No. 56 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO PREPARE A PLAN TO REDUCE THE FERAL PIG POPULATION IN THE TANTALUS AREA."

Offered by: Senator Fukunaga.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 33 to 35) were read by the Clerk and were deferred:

Senate Resolution

No. 33 "SENATE RESOLUTION SUPPORTING THE RELOCATION OF THE PACIFIC CENTER FOR

RESIDENTIAL REHABILITATION PROGRAM TO THE HILO VETERANS HOME.”

Offered by: Senator Inouye.

No. 34 “SENATE RESOLUTION REQUESTING THE BOARD OF EDUCATION AND THE DEPARTMENT OF EDUCATION TO INCLUDE ‘CYBER BULLYING’ AS A FORM OF HARASSMENT WHEN REVIEWING CHAPTER 8-19 OF ITS ADMINISTRATIVE RULES.”

Offered by: Senator Menor.

No. 35 “SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY ON THE ISSUE OF RECLASSIFYING VARIABLE ANNUITY CONTRACTS AS INSURANCE RATHER THAN SECURITIES.”

Offered by: Senator Menor.

STANDING COMMITTEE REPORT

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2919) recommending that S.C.R. No. 7, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 2919 and S.C.R. No. 7, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO RELEASE \$4,500,000 TO RENOVATE AND BUILD A COMMUNITY CENTER AT THE MAKIKI COMMUNITY LIBRARY,” was deferred until Monday, March 13, 2006.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 2917 (Gov. Msg. No. 276):

Senator Chun Oakland moved that Stand. Com. Rep. No. 2917 be received and placed on file, seconded by Senator Ihara and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nomination of PATRICIA LOCKWOOD to the Statewide Council on Independent Living, term to expire June 30, 2009, seconded by Senator Ihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

Stand. Com. Rep. No. 2918 (Gov. Msg. No. 291):

Senator Chun Oakland moved that Stand. Com. Rep. No. 2918 be received and placed on file, seconded by Senator Ihara and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nomination of RENE BERTHIAUME to the State Rehabilitation Council, term to expire June 30, 2009, seconded by Senator Ihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ige, Menor).

ADOPTION OF RESOLUTION

MATTER DEFERRED FROM THURSDAY, MARCH 9, 2006

Stand. Com. Rep. No. 2916 (S.C.R. No. 6, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the majority of the Committees was adopted and S.C.R. No. 6, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION URGING PRESIDENT BUSH AND THE UNITED STATES CONGRESS TO NOT PRIVATIZE SOCIAL SECURITY,” was adopted, with Senators Hemmings, Hogue, Slom, Trimble and Whalen voting “No.”

Senator Hemmings rose and said:

“Mr. President, point of order. That train left this station rather quickly. (Laughter.) Would we have the opportunity to address this issue?”

The Chair responded:

“At a later time.”

Senator Hemmings replied:

“Thank you very much.”

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions that were offered on Tuesday, March 7, 2006, and Thursday, March 9, 2006:

Senate Concurrent Resolution	Referred to:
No. 40	Committee on Education and Military Affairs, then to the Committee on Energy, Environment, and International Affairs
No. 41	Committee on Health, then to the Committee on Transportation and Government Operations
No. 42	Committee on Commerce, Consumer Protection and Housing
No. 43	Committee on Human Services
No. 44	Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 45	Committee on Transportation and Government Operations
No. 46	Committee on Transportation and Government Operations
No. 47	Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs
No. 48	Jointly to the Committee on Transportation and Government Operations and the Committee on Higher Education

No. 49 Committee on Labor

No. 50 Committee on Education and Military Affairs, then to the Committee on Human Services

No. 51 Committee on Human Services

No. 52 Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs

No. 2066, H.D. 2 Jointly to the Committee on Commerce, Consumer Protection and Housing, the Committee on Human Services and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2535 Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs

No. 2836, H.D. 1 Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Tuesday, March 7, 2006, and Thursday, March 9, 2006:

Senate Resolution Referred to:

No. 21 Committee on Education and Military Affairs, then to the Committee on Energy, Environment, and International Affairs

No. 22 Committee on Health, then to the Committee on Transportation and Government Operations

No. 23 Committee on Commerce, Consumer Protection and Housing

No. 24 Committee on Human Services

No. 25 Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 26 Committee on Transportation and Government Operations

No. 27 Committee on Transportation and Government Operations

No. 28 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs

No. 29 Jointly to the Committee on Transportation and Government Operations and the Committee on Higher Education

No. 30 Committee on Labor

No. 31 Committee on Education and Military Affairs, then to the Committee on Human Services

No. 32 Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs

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

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

“This may be the time that I do have a chance to speak on this train that left the station so quickly, Mr. President. I’d like to add to the Journal some remarks regarding the resolution we just passed concerning social security. Those remarks are as follows: I believe this is a foolhardy proposal in that it is dictating a certain path or course of action on an issue that needs to be addressed at the federal level. It does ignore some of the facts concerning the great problems with social security, and most especially, it ignores the fact that many young people today are going to, as we have done, spend their lifetime paying into this system and if they die before the age of being able to enjoy the benefits of social security, as limited as the benefits are, they will have worked long and hard to pay into a system that will have given them absolutely nothing.

“This is a positive alternative, and that can be found in the nation of Australia where they have ‘superannuation.’ This is where their social security system is a mandated program, like the United States of America, which is paid into during the working life of the individual but that person, through the auspices of government, can control the secured investments. The equity does grow in great proportion and when that person retires, they can take a one-time payout of literally hundreds-of-thousands-of-dollars or they have the asset to pass on to their heirs.

“So, the blind belief that our system is just fine the way it is, is foolhardy because it is headed towards, as ponzi schemes usually are, towards a very disastrous collapse. We can do something to fix it or we can ignore it, and this resolution basically is saying to do nothing. Therefore, I appreciate the opportunity to express these concerns now. Thank you, Mr. President.”

ADJOURNMENT

At 11:59 o’clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o’clock a.m., Monday, March 13, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

RE-REFERRAL OF HOUSE BILLS

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

House Bill Referred to:

No. 1826, H.D. 1 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, then to the Committee on Judiciary and Hawaiian Affairs

TWENTY-NINTH DAY

Monday, March 13, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:40 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Ileiialoha Beniamina, after which the Roll was called showing all Senators present with the exception of Senators Fukunaga, Menor and Whalen who were excused.

The President announced that he had read and approved the Journal of the Twenty-Eighth Day.

At 12:16 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:26 o'clock p.m.

HOUSE COMMUNICATION

Hse. Com. No. 349, transmitting H.C.R. No. 15, which was adopted by the House of Representatives on March 10, 2006, was read by the Clerk and was placed on file.

By unanimous consent, action on H.C.R. No. 15, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF DEFENSE TO PRESENT A HOMELAND SECURITY PLAN TO THE LEGISLATURE," was deferred until Tuesday, March 14, 2006.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 57 to 60) were read by the Clerk and were referred to committees:

Senate Concurrent Resolution

No. 57 "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION INVESTIGATE THE FEASIBILITY OF EBOOKS AS AN ALTERNATIVE TO TRADITIONAL TEXTBOOKS AND REPORT ITS FINDINGS TO THE LEGISLATURE."

Offered by: Senators Kim, Sakamoto, Hooser.

Referred to: Jointly to the Committee on Education and Military Affairs and the Committee on Media, Arts, Science and Technology

No. 58 "SENATE CONCURRENT RESOLUTION URGING THE OWNERS OF KUKUI GARDENS TO SELL THE PROJECT TO A QUALIFIED AFFORDABLE HOUSING NON-PROFIT ORGANIZATION."

Offered by: Senators Menor, Espero, Chun Oakland, Inouye, Sakamoto, Kim, Nishihara, Taniguchi, English, Kokubun, Ige, Baker, Fukunaga, Hooser, Hanabusa.

Referred to: Committee on Commerce, Consumer Protection and Housing

No. 59 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO OFFER MISS HAWAII A CONTRACT FOR SERVING AS THE OFFICIAL HONORARY HOSTESS OF THE STATE OF

HAWAII IN PROMOTING HAWAII'S PRODUCTS TO THE WORLD."

Offered by: Senator Fukunaga.

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

No. 60 "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION EXEMPT THE HIGH CORE PROGRAM'S COMPREHENSIVE SCHOOL ALIENATION PROGRAM FUNDING FROM THE WEIGHTED STUDENT FORMULA BUDGETING PROCESS AS WAS INTENDED BY THE COMMITTEE ON WEIGHTS AND THE BOARD OF EDUCATION."

Offered by: Senators Menor, Bunda.

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

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 36 to 38) were read by the Clerk and were referred to committees:

Senate Resolution

No. 36 "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION INVESTIGATE THE FEASIBILITY OF EBOOKS AS AN ALTERNATIVE TO TRADITIONAL TEXTBOOKS AND REPORT ITS FINDINGS TO THE LEGISLATURE."

Offered by: Senators Kim, Sakamoto, Hooser.

Referred to: Jointly to the Committee on Education and Military Affairs and the Committee on Media, Arts, Science and Technology

No. 37 "SENATE RESOLUTION URGING THE OWNERS OF KUKUI GARDENS TO SELL THE PROJECT TO A QUALIFIED AFFORDABLE HOUSING NON-PROFIT ORGANIZATION."

Offered by: Senators Menor, Espero, Chun Oakland, Sakamoto, Kim, Kanno, Nishihara, Kokubun, Fukunaga, Inouye, Ige, English, Baker, Hanabusa, Hooser.

Referred to: Committee on Commerce, Consumer Protection and Housing

No. 38 "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION EXEMPT THE HIGH CORE PROGRAM'S COMPREHENSIVE SCHOOL ALIENATION PROGRAM FUNDING FROM THE WEIGHTED STUDENT FORMULA BUDGETING PROCESS AS WAS INTENDED BY THE COMMITTEE ON WEIGHTS AND THE BOARD OF EDUCATION."

Offered by: Senators Menor, Bunda.

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

STANDING COMMITTEE REPORT

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2920) recommending that the Senate advise and consent to the nomination of MARIE LADERTA as the Director of the Department of Human Resources Development, in accordance with Gov. Msg. No. 231.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2920 and Gov. Msg. No. 231 was deferred until Tuesday, March 14, 2006.

ORDER OF THE DAY

ADOPTION OF RESOLUTION

MATTER DEFERRED FROM FRIDAY, MARCH 10, 2006

Stand. Com. Rep. No. 2919 (S.C.R. No. 7, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 2919 and S.C.R. No. 7, S.D. 1, be adopted, seconded by Senator Hogue.

Senator Slom rose in opposition to the measure and said:

“Mr. President, I rise in opposition to the resolution.

“Here we have several problems, Mr. President. I believe certainly we should be helping community associations and community functions and certainly libraries, and the Makiki Library is to be congratulated. It started out as a volunteer effort. People in the community of which I used to live were very active and they’ve raised funds, they’ve expanded the facilities there and I think it’s a great institution.

“We have a problem, though, and the problem is this – we talk a great deal in this Body about home rule; we also talk about responsibility, and the responsibility is that this facility rests with the City and County of Honolulu. It’s on City and County of Honolulu land. It’s being managed by the City and County of Honolulu. The City and County of Honolulu has put money into the facility. They want to expand the facility and have a new building. Two years ago this Legislative Body appropriated money which the Governor has not released, and in her message of not releasing the funds, again she pointed to the fact that this is a City and County of Honolulu facility. I think we should honor that, particularly at this day and time when many of us are being visited, as I am today, by librarians who are very concerned because their positions are being cut at the state level in state public institutions and they seek additional funding or they seek change in priorities from the Department of Education.

“So, while I certainly support and laud the efforts of those people that have brought this facility to life, I think that if we’re talking about our priorities, our priorities should go to state functions and to those that are public functions rather than private functions.

“Thank you.”

Senator Kim rose to support the measure as follows:

“Mr. President, I rise to speak in support.

“I rise, Mr. President, because this debate will continue on and on. While I served on the city council the only reason the city council took on the Makiki Library is because the state would never take on the services. Libraries are a state service.

It’s a state function. And year after year, the constituents and the people of Makiki would come and beg the city council for monies because the state wouldn’t put money into the library. So, the city did not want to do it. It’s really not a city function, but we did it to support the community.

“So, it’s about time the state stood up and took advantage of the fact that the city for all these years helped fund the library that should have been funded with state funds, Mr. President. Thank you.”

Senator Chun Oakland rose to speak in support and stated:

“Mr. President, I also stand in support of this resolution.

“For over 20 years I’ve been familiar with this issue having worked at the city council as a staff member and the community has worked so hard to provide this treasure of a service. It’s a very holistic array of all kinds of community services co-located, including the library.

“I think we need to support this kind of effort. Thank you.”

The motion was put by the Chair and carried, the report of the Committee was adopted and S.C.R. No. 7, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO RELEASE \$4,500,000 TO RENOVATE AND BUILD A COMMUNITY CENTER AT THE MAKIKI COMMUNITY LIBRARY,” was adopted with Senators Slom and Trimble voting “No.”

REFERRAL OF A HOUSE CONCURRENT RESOLUTION

MATTER DEFERRED FROM FRIDAY, MARCH 10, 2006

The President made the following committee assignment of a House concurrent resolution that was received on Friday, March 10, 2006:

House Concurrent Resolution	Referred to:
No. 30, H.D. 1	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 10, 2006:

Senate Concurrent Resolution	Referred to:
No. 53 Affairs	Committee on Education and Military Affairs
No. 54	Jointly to the Committee on Education and Military Affairs and the Committee on Media, Arts, Science and Technology
No. 55	Committee on Commerce, Consumer Protection and Housing
No. 56	Committee on Water, Land, and Agriculture

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Friday, March 10, 2006:

- | | |
|----------------------|---|
| Senate
Resolution | Referred to: |
| No. 33
Affairs | Committee on Education and Military |
| No. 34 | Jointly to the Committee on Education
and Military Affairs and the Committee on Media, Arts,
Science and Technology |
| No. 35 | Committee on Commerce, Consumer
Protection and Housing |

RE-REFERRAL OF HOUSE BILLS

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

- | | |
|-------------------------|---|
| House Bill | Referred to: |
| No. 30, H.D. 1 | Jointly to the Committee on Human
Services and the Committee on Health, then to the Committee
on Ways and Means |
| No. 173, H.D. 1 | Committee on Education and
Military Affairs |
| No. 440, H.D. 2 | Jointly to the Committee on
Transportation and Government Operations, the Committee on
Health and the Committee on Human Services, then to the
Committee on Ways and Means |
| No. 487, H.D. 1, S.D. 1 | Committee on Transportation and
Government Operations, then to the Committee on Ways and
Means |
| No. 1928, H.D. 2 | Jointly to the Committee on Tourism
and the Committee on Water, Land, and Agriculture, then
jointly to the Committee on Judiciary and Hawaiian Affairs and
the Committee on Ways and Means |
| No. 1977, H.D. 1 | Committee on Commerce, Consumer
Protection and Housing, then to the Committee on Judiciary and
Hawaiian Affairs |
| No. 2039, H.D. 2 | Jointly to the Committee on Health
and the Committee on Judiciary and Hawaiian Affairs, then to
the Committee on Ways and Means |
| No. 2177 | Jointly to the Committee on Water,
Land, and Agriculture and the Committee on Judiciary and
Hawaiian Affairs, then to the Committee on Ways and Means |
| No. 2210 | Jointly to the Committee on
Education and Military Affairs and the Committee on Ways and
Means |
| No. 2566, H.D. 1 | Jointly to the Committee on
Commerce, Consumer Protection and Housing and the
Committee on Water, Land, and Agriculture, then to the
Committee on Ways and Means |
| No. 2747, H.D. 2 | Jointly to the Committee on
Transportation and Government Operations and the Committee |

on Intergovernmental Affairs, then to the Committee on
Judiciary and Hawaiian Affairs

No. 2863, H.D. 2 Jointly to the Committee on Media,
Arts, Science and Technology, the Committee on Energy,
Environment, and International Affairs and the Committee on
Business and Economic Development, then to the Committee
on Ways and Means

No. 2878, H.D. 1 Jointly to the Committee on Water,
Land, and Agriculture and the Committee on Business and
Economic Development, then to the Committee on Ways and
Means

No. 3077, H.D. 1 Committee on Business and
Economic Development, then to the Committee on Ways and
Means

No. 3087, H.D. 2 Jointly to the Committee on
Transportation and Government Operations and the Committee
on Health, then to the Committee on Ways and Means

**RE-REFERRAL OF A
SENATE CONCURRENT RESOLUTION**

The Chair re-referred the following Senate concurrent
resolution that was offered:

- | | |
|------------------------------------|--|
| Senate
Concurrent
Resolution | Referred to: |
| No. 4 | Jointly to the Committee on Business and
Economic Development and the Committee on Water, Land,
and Agriculture, then to the Committee on Ways and Means |

ADJOURNMENT

At 12:30 o'clock p.m., on motion by Senator Baker,
seconded by Senator Hogue and carried, the Senate adjourned
until 11:30 o'clock a.m., Tuesday, March 14, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

THIRTIETH DAY

Tuesday, March 14, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Will Espero, Hawaii State Senate, after which the Roll was called showing all Senators present with the exception of Senators Hee, Hooser and Ihara who were excused.

The President announced that he had read and approved the Journal of the Twenty-Ninth Day.

At 11:53 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.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 303 to 305) were read by the Clerk and were placed on file:

Gov. Msg. No. 303, dated December 29, 2005, transmitting the Department of Accounting and General Services' Report on Transfers Between the Department of Education and the Department of Accounting and General Services for the Period Between December 1, 2004 to November 30, 2005, pursuant to Act 178, Section 168, SLH 2005.

Gov. Msg. No. 304, dated January 10, 2006, transmitting a report prepared by the Department of Human Services and the Department of Health, pursuant to H.C.R. No. 277 (2005), requesting a one-year extension of the statewide interagency task force to continue to develop a plan for coordination and expansion of services provided through Healthy Start to young children and their families.

Gov. Msg. No. 305, dated February 22, 2006, transmitting proposed changes to the FY 2007 Executive Supplemental Budget.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 350 and 351) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 350, transmitting H.B. No. 1900, H.D. 1, which passed Third Reading in the House of Representatives on March 13, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 1900, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed First Reading by title and was referred to the Committee on Committee on Ways and Means.

Hse. Com. No. 351, transmitting H.B. No. 2500, H.D. 2, which passed Third Reading in the House of Representatives on March 13, 2006, was placed on file.

On motion by Senator Baker, seconded by Senator Hogue and carried, H.B. No. 2500, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed First Reading by title and was referred to the Committee on

Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 61 to 68) were read by the Clerk and were referred to committees or deferred:

Senate Concurrent Resolution

No. 61 "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE AUDITOR CONDUCT A FISCAL AUDIT AND THE DEPARTMENT OF EDUCATION CONDUCT A PROGRAM AUDIT OF THE DEPARTMENT OF EDUCATION'S HAWAIIAN STUDIES PROGRAM."

Offered by: Senators Sakamoto, Nishihara, Hooser, Kim, Baker, Tsutsui, Kokubun, Hee, Hanabusa.

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

No. 62 "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR PROCLAIM THE SECOND SATURDAY IN OCTOBER AS 'E HO'OLA I NA ALA HELE DAY' - 'TO GIVE LIFE TO THE TRAILS DAY.'"

Offered by: Senator Whalen.

Referred to: Committee on Water, Land, and Agriculture

No. 63 "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION SUPPORT LEGISLATION REQUIRING THE UNITED STATES DEPARTMENT OF DEFENSE TO LOCATE AND REMOVE CHEMICAL AND CONVENTIONAL MUNITIONS DUMPED AT SEA FOLLOWING WORLD WAR II."

Offered by: Senators Espero, Ige, Hooser, Inouye, Ihara, Bunda.

Referred to: Committee on Energy, Environment, and International Affairs, then to the Committee on Education and Military Affairs

No. 64 "SENATE CONCURRENT RESOLUTION REQUESTING HAWAIIAN AIRLINES TO RECONSIDER ITS DECISION TO DISALLOW THE TRANSPORT OF LIFE SAVING ORGANS FOR ORGAN TRANSPLANTS ON ITS FLIGHTS."

Offered by: Senators Espero, Inouye, Ige, Hooser, Ihara, Bunda.

Referred to: Committee on Health, then to the Committee on Transportation and Government Operations

No. 65 "SENATE CONCURRENT RESOLUTION SUPPORTING THE CONCEPT OF A PUBLIC-PRIVATE JOINT VENTURE TO DEVELOP A NEW ADVANCED SIMULATOR AIRLINE TRAINING FACILITY IN HAWAII."

Offered by: Senators Espero, Ige, Hooser, Inouye, Ihara, Bunda.

Referred to: Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Business and Economic Development, then to the Committee on Ways and Means

No. 66 "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE LEGISLATIVE REFERENCE BUREAU STUDY AND EVALUATE THE FEASIBILITY OF ESTABLISHING AN ECONOMIC REDEVELOPMENT AGENCY FOR THE URBAN CORE OF HONOLULU."

Offered by: Senators Menor, Inouye, Baker, Chun Oakland, Sakamoto, Kanno, Ige, Hanabusa, Nishihara, Ihara.

No. 67 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO ENSURE THAT THE CURRENT RESIDENTIAL ALTERNATIVE COMMUNITY CARE PROGRAM MODEL IS NOT DISMANTLED WITH THE PROPOSED QUEST EXPANDED ACCESS PROGRAM."

Offered by: Senator Chun Oakland.

No. 68 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONVENE A WORKING GROUP TO DETERMINE THE FEASIBILITY OF IMPLEMENTING PROCEDURES FOR PLACING A CHILD IN TEMPORARY FOSTER CUSTODY WITH KIN OR NON-KIN FOSTER PARENTS."

Offered by: Senator Chun Oakland.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 39 to 45) were read by the Clerk and were referred to committees or deferred:

Senate Resolution

No. 39 "SENATE RESOLUTION REQUESTING THAT THE AUDITOR CONDUCT A FISCAL AUDIT AND THE DEPARTMENT OF EDUCATION CONDUCT A PROGRAM AUDIT OF THE DEPARTMENT OF EDUCATION'S HAWAIIAN STUDIES PROGRAM."

Offered by: Senators Sakamoto, Hooser, Nishihara, Kim, Baker, Tsutsui, Kokubun, Hee, Hanabusa, Hogue.

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

No. 40 "SENATE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION SUPPORT LEGISLATION REQUIRING THE UNITED STATES DEPARTMENT OF DEFENSE TO LOCATE AND REMOVE CHEMICAL AND CONVENTIONAL MUNITIONS DUMPED AT SEA FOLLOWING WORLD WAR II."

Offered by: Senators Espero, Ige, Hooser, Inouye, Ihara, Bunda.

Referred to: Committee on Energy, Environment, and International Affairs, then to the Committee on Education and Military Affairs

No. 41 "SENATE RESOLUTION REQUESTING HAWAIIAN AIRLINES TO RECONSIDER ITS DECISION

TO DISALLOW THE TRANSPORT OF LIFE SAVING ORGANS FOR ORGAN TRANSPLANTS ON ITS FLIGHTS."

Offered by: Senators Espero, Inouye, Ige, Hooser, Ihara, Bunda.

Referred to: Committee on Health, then to the Committee on Transportation and Government Operations

No. 42 "SENATE RESOLUTION SUPPORTING THE CONCEPT OF A PUBLIC-PRIVATE JOINT VENTURE TO DEVELOP A NEW ADVANCED SIMULATOR AIRLINE TRAINING FACILITY IN HAWAII."

Offered by: Senators Espero, Ige, Hooser, Inouye, Ihara, Bunda.

Referred to: Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Business and Economic Development, then to the Committee on Ways and Means

No. 43 "SENATE RESOLUTION REQUESTING THAT THE LEGISLATIVE REFERENCE BUREAU STUDY AND EVALUATE THE FEASIBILITY OF ESTABLISHING AN ECONOMIC REDEVELOPMENT AGENCY FOR THE URBAN CORE OF HONOLULU."

Offered by: Senators Menor, Inouye, Baker, Chun Oakland, Sakamoto, Hanabusa, Ihara, Ige.

No. 44 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO ENSURE THAT THE CURRENT RESIDENTIAL ALTERNATIVE COMMUNITY CARE PROGRAM MODEL IS NOT DISMANTLED WITH THE PROPOSED QUEST EXPANDED ACCESS PROGRAM."

Offered by: Senator Chun Oakland.

No. 45 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONVENE A WORKING GROUP TO DETERMINE THE FEASIBILITY OF IMPLEMENTING PROCEDURES FOR PLACING A CHILD IN TEMPORARY FOSTER CUSTODY WITH KIN OR NON-KIN FOSTER PARENTS."

Offered by: Senator Chun Oakland.

STANDING COMMITTEE REPORTS

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2921) recommending that the Senate advise and consent to the nomination of ELVIRA LEE to the State Council on Developmental Disabilities, in accordance with Gov. Msg. No. 263.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2921 and Gov. Msg. No. 263 was deferred until Wednesday, March 15, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2922) recommending that the Senate advise and consent to the nominations to the Statewide Health Coordinating Council of the following:

DAVID W. HEYWOOD, in accordance with Gov. Msg. No. 270;

WAYNE SACHIO HIGAKI, in accordance with Gov. Msg. No. 271; and

VIRGINIA PRESSLER MD, MBA, FACS, in accordance with Gov. Msg. No. 272.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2922 and Gov. Msg. Nos. 270, 271 and 272 was deferred until Wednesday, March 15, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2923) recommending that the Senate advise and consent to the nominations to the Disability and Communication Access Board of the following:

DEAN T. AOKI, in accordance with Gov. Msg. No. 264;

CHARLES W. FLEMING, in accordance with Gov. Msg. No. 265; and

DEAN M. GEORGIEV, in accordance with Gov. Msg. No. 266.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2923 and Gov. Msg. Nos. 264, 265 and 266 was deferred until Wednesday, March 15, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2924) recommending that the Senate advise and consent to the nomination of GARY F. MICHELL to the Mental Health and Substance Abuse, Hawai'i Service Area Board, in accordance with Gov. Msg. No. 279.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2924 and Gov. Msg. No. 279 was deferred until Wednesday, March 15, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2925) recommending that the Senate advise and consent to the nomination of MARY JO KEEFE to the Drug Product Selection Board, in accordance with Gov. Msg. No. 267.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2925 and Gov. Msg. No. 267 was deferred until Wednesday, March 15, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2926) recommending that the Senate advise and consent to the nomination of DONALD K. MATSUI to the Policy Advisory Board for Elder Affairs, in accordance with Gov. Msg. No. 268.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2926 and Gov. Msg. No. 268 was deferred until Wednesday, March 15, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2927) recommending that the Senate advise and consent to the nominations to the Health Planning Council, Windward Oahu Subarea, of the following:

GREIG E. GASPAS, in accordance with Gov. Msg. No. 273; and

CHRISTOPHER J. LUTZ, in accordance with Gov. Msg. No. 274.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2927 and Gov. Msg. Nos. 273 and 274 was deferred until Wednesday, March 15, 2006.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 2920 (Gov. Msg. No. 231):

Senator Kanno moved that Stand. Com. Rep. No. 2920 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Kanno then moved that the Senate advise and consent to the nomination of MARIE LADERTA as the Director of the Department of Human Resources Development, term to expire December 4, 2006, seconded by Senator Taniguchi.

Senator Kanno rose in support of the nominee and said:

"Mr. President, I rise to speak in support of the nominee.

"Mr. President, your Labor Committee held a public hearing on the nominee and Marie Laderta is a graduate of High School on Oahu, holds a Bachelor of Arts degree in English from Marquette University in Milwaukee and a Juris Doctor from the John Marshall School of Law in Chicago. She began her career as a bilingual teacher at Lunalilo Elementary School and was also employed at Philippine Airlines and Northwest Airlines. After graduating from law school, she practiced intellectual property law in Chicago until returning to Hawaii to serve as an associate with the law firms of Turk and Agena and Leavitt, Yamane, and Soldner. She began her career in public service in 1998 as a Deputy Attorney General in the Tort Litigation Division where she quickly advanced to a supervisory role and was subsequently honored as the Department of the Attorney General's Manager of the Year for 2002. She also served as the Deputy Director of the Department of Taxation until her interim appointment as the Director of the Department of Human Resources Development in August of last year.

"At the hearing, the nominee represented a willingness to maintain an open mind regarding all issues presented, demonstrated a commitment to civil service reform including reducing the number of civil service exempt positions, as appropriate, and showed a commitment to addressing current and future labor shortages and vacant hard-to-fill positions through proper preparation. The committee room was packed and the nominee received unanimous testimony in support of her nomination from both the public and private sectors, and management and labor alike.

"Mr. President, I strongly urge my colleagues to vote in support of Marie Laderta as Director of the Department of Human Resources Development. Thank you."

Senator Slom rose to speak in support of the nominee and stated:

"Mr. President, I, too, rise in support of Gov. Msg. No. 231.

"At that Labor hearing, we were all impressed by a number of things by the nominee – her breadth of experience, the fact that she has broad knowledge in so many different departments of government, the fact that so many people came forward – people that have worked with her and for her – and proclaimed how she was a wonderful manager, how she's a hands-on person and got involved in everything that she did.

"We did have a couple of questions, however. When we were talking about her ethnicity, we found out that she was one-fourth this and one-fourth that and about six-fourths other

things, so we're still not sure how many fourths she's got of ethnicity.

"I guess the thing that really impressed us the most was she allowed her family to come there but gave them strict instructions that they were not to say a word (laughter), and believe it or not, they obeyed her. She is a terrific example of the very best in those that are committed to public service, to helping all the people, and we are very proud to support her and ask all of our colleagues to give their support as well.

"Thank you, Mr. President."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Hee, Hooser, Ihara).

At this time, Senator Kanno introduced Ms. Laderta and her family to the members of the Senate.

At 12:05 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:08 o'clock p.m.

HOUSE COMMUNICATION

**MATTER DEFERRED FROM
MONDAY, MARCH 13, 2006**

H.C.R. No. 15 (Hse. Com. No. 349):

By unanimous consent, action on H.C.R. No. 15, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF DEFENSE TO PRESENT A HOMELAND SECURITY PLAN TO THE LEGISLATURE," was deferred until Wednesday, March 15, 2006.

RE-REFERRAL OF A HOUSE BILL

The Chair re-referred the following House bill that was received:

House Bill Referred to:

No. 3261, H.D. 1 Committee on Business and Economic Development, then to the Committee on Ways and Means

MISCELLANEOUS COMMUNICATION

Misc. Com. No. 4, from the Hawaii Health Systems Corporation, dated January 6, 2006, transmitting the Annual Report for the Program of All-Inclusive Care for the Elderly (PACE) for the Fiscal Year Ending June 30, 2005, was read by the Clerk and was placed on file.

ADJOURNMENT

At 12:08 o'clock p.m., on motion by Senator Baker, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, March 15, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

THIRTY-FIRST DAY

Wednesday, March 15, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:45 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Jade Young, after which the Roll was called showing all Senators present with the exception of Senator Hooser who was excused.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 306 and 307) were read by the Clerk and were placed on file:

Gov. Msg. No. 306, dated March 9, 2006, transmitting a report prepared by the Department of Hawaiian Home Lands on the reporting requirements of Act 178, Section 166, SLH 2005.

Gov. Msg. No. 307, dated March 9, 2006, transmitting a report prepared by the Department of Health and the Department of Human Services, pursuant to H.C.R. No. 96 (2005), urging the Department of Health and the Department of Human Services to develop methods to support family caregivers who provide at-home care to qualified relatives.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 69 to 124) were read by the Clerk and were referred to committees or deferred:

Senate Concurrent Resolution

No. 69 "SENATE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO CONDUCT A PREVENTION AND EDUCATION CAMPAIGN ON THE INCREASING INCIDENCE OF BEDBUGS."

Offered by: Senators Baker, Chun Oakland, Tsutsui, Kim.

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

No. 70 "SENATE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO DEVELOP A TRAUMA SYSTEM PLAN FOR HAWAII."

Offered by: Senators Baker, Tsutsui, Hooser, Chun Oakland, Kokubun, Hanabusa, Kim.

Referred to: Committee on Health

No. 71 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE ISSUES HOSPITALS FACE WITH REGARD TO WAIT LISTED PATIENTS IN HAWAII IN NEED OF LONG TERM MEDICAL CARE."

Offered by: Senators Baker, Fukunaga, Chun Oakland.

Referred to: Committee on Health

No. 72 "SENATE CONCURRENT RESOLUTION URGING HAWAII'S COUNTY, STATE, AND FEDERAL LEVEL GOVERNMENT OFFICIALS TO PLAY AN ACTIVE ROLE IN CREATING 'HEART HEALTHY COMMUNITIES.'"

Offered by: Senators Baker, Chun Oakland.

Referred to: Jointly to the Committee on Health and the Committee on Intergovernmental Affairs

No. 73 "SENATE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF COMMERCE AND CONSUMER AFFAIRS TO CONVENE A TASK FORCE TO CONSIDER THE REGULATION OF MORTGAGE BROKERS BY THE DIVISION OF FINANCIAL INSTITUTIONS."

Offered by: Senators Baker, Menor.

Referred to: Committee on Commerce, Consumer Protection and Housing

No. 74 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO EXPEDITE THE COMPLETION OF THE LAHAINA BYPASS PROJECT AS A TOP PRIORITY AND, IN COOPERATION WITH THE COUNTY OF MAUI AND STAKEHOLDERS, DEVELOP STRATEGIES TO REDUCE MOTOR VEHICLE USE INTO AND OUT OF LAHAINA ON THE ISLAND OF MAUI."

Offered by: Senators Baker, Tsutsui, English.

Referred to: Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs

No. 75 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ALLOW GIFTED AND TALENTED STUDENTS TO TAKE ONLINE CLASSES FROM ACCREDITED UNIVERSITIES FOR CREDIT TOWARD DEPARTMENT OF EDUCATION REQUIREMENTS."

Offered by: Senators Sakamoto, Hooser, Nishihara, Tsutsui, Chun Oakland, Baker, Kokubun, Hee, Inouye.

Referred to: Committee on Education and Military Affairs

No. 76 "SENATE CONCURRENT RESOLUTION URGING HEALTHCARE FACILITIES IN THE STATE OF HAWAII TO IMPLEMENT THE 'UTILIZATION GUIDE FOR THE AMERICAN NURSES ASSOCIATION PRINCIPLES FOR SAFE STAFFING.'"

Offered by: Senators Baker, Chun Oakland, Kanno.

Referred to: Committee on Health

No. 77 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY AND ANALYSIS OF THE ADEQUACY OF PAYMENTS FOR HEALTH CARE FUNDED BY THE STATE AND THE ADEQUACY OF PAYMENTS FOR HEALTH CARE USING RATES ESTABLISHED BY THE STATE."

Offered by: Senators Baker, Chun Oakland, Tsutsui, Menor, Kim.

Referred to: Committee on Health, then to the Committee on Commerce, Consumer Protection and Housing

No. 78 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO STRONGLY OPPOSE S. 147, COMMONLY KNOWN AS THE 'AKAKA BILL', UNTIL THE BILL IS APPROPRIATELY AMENDED TO INCLUDE A VOTE BY THE PEOPLE OF HAWAII TO APPROVE ENACTMENT OF THE MEASURE."

Offered by: Senators Slom, Trimble.

Referred to: Committee on Judiciary and Hawaiian Affairs

No. 79 "SENATE CONCURRENT RESOLUTION AUTHORIZING THE LEASE OF STATE SUBMERGED LANDS AND LANDS BENEATH TIDAL WATERS AT CERTAIN SMALL BOAT HARBORS."

Offered by: Senators Hemmings, Slom, Hogue.

Referred to: Committee on Water, Land, and Agriculture

No. 80 "SENATE CONCURRENT RESOLUTION AUTHORIZING THE LEASE OF STATE SUBMERGED LANDS AND LANDS BENEATH TIDAL WATERS."

Offered by: Senators Hemmings, Slom, Hogue.

Referred to: Committee on Water, Land, and Agriculture

No. 81 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF THE DEPARTMENT OF HUMAN SERVICES'S VOCATIONAL REHABILITATION AND SERVICES FOR THE BLIND DIVISION."

Offered by: Senators Fukunaga, Baker, Chun Oakland.

Referred to: Committee on Human Services

No. 82 "SENATE CONCURRENT RESOLUTION URGING CONGRESS AND THE FEDERAL COMMUNICATIONS COMMISSION TO ADDRESS PUBLIC INTERESTS AND COMMUNITY NEEDS FOR LOCAL MEDIA, INCLUDING NEWS, ACCESS, AND OWNERSHIP."

Offered by: Senator Fukunaga.

Referred to: Committee on Media, Arts, Science and Technology

No. 83 "SENATE CONCURRENT RESOLUTION RECOGNIZING THE IMPORTANCE OF A CULTURAL EXCHANGE BETWEEN THE PEOPLE OF HAWAII AND THE ISLAND OF RA'IA TEA AND REQUESTING KE ALA 'OLINO NATIVE CULTURAL CENTER TO CONVENE A TASK FORCE TO HELP FACILITATE A CULTURAL EXCHANGE."

Offered by: Senators English, Tsutsui, Kim, Espero, Baker, Kokubun, Sakamoto, Inouye, Chun Oakland, Menor, Hemmings, Hee, Hanabusa.

Referred to: Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Media, Arts, Science and Technology

No. 84 "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE HA'IKU ELEMENTARY SCHOOL CAFETERIA BE KNOWN AS THE JEAN SUZUKI CAFETERIA IN HONOR OF FORMER HA'IKU ELEMENTARY SCHOOL CAFETERIA EMPLOYEE JEAN SUZUKI."

Offered by: Senators English, Tsutsui, Nishihara, Kim, Espero, Baker, Kokubun, Sakamoto, Taniguchi, Inouye, Chun Oakland, Hanabusa, Menor, Hemmings, Hee.

Referred to: Committee on Education and Military Affairs

No. 85 "SENATE CONCURRENT RESOLUTION REQUESTING A REVIEW OF THE UNIVERSITY OF HAWAII BOARD OF REGENTS' CONFLICT OF INTEREST POLICY."

Offered by: Senators Sakamoto, Hee, Inouye, Nishihara, Kim.

Referred to: Committee on Higher Education

No. 86 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO STUDY THE HEALTH IMPACTS OF THE WAIMANALO GULCH SANITARY LANDFILL."

Offered by: Senator Hanabusa.

No. 87 "SENATE CONCURRENT RESOLUTION CONVENING A TASK FORCE TO EXAMINE THE IMPLEMENTATION OF AN AUTOMATED VICTIM NOTIFICATION SYSTEM."

Offered by: Senators Hanabusa, Chun Oakland, Kokubun, Tsutsui, Espero, Kim, Inouye, Fukunaga, English.

No. 88 "SENATE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO EXAMINE THE ISSUE AND DEVELOP LEGISLATION TO HALT HUMAN TRAFFICKING."

Offered by: Senators Hanabusa, Espero, Chun Oakland, Kokubun, Tsutsui, Kim, Inouye, Fukunaga, English.

No. 89 "SENATE CONCURRENT RESOLUTION CONVENING A TASK FORCE TO EXAMINE THE ISSUE OF CHANGES TO THE HAWAII PENAL CODE FOR THE SENTENCING OF REPEAT OFFENDERS."

Offered by: Senators Hanabusa, Espero, Chun Oakland, Kokubun, Kim, Inouye, Fukunaga.

No. 90 "SENATE CONCURRENT RESOLUTION REQUIRING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE CRIME RATES IN JURISDICTIONS IN THE UNITED STATES THAT ALLOW FOR THE OPEN CARRY OF A FIREARM."

Offered by: Senators Hanabusa, Kokubun, Kim, Inouye.

No. 91 "SENATE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO EXAMINE THE BACKLOG IN UNSERVED ARREST WARRANTS."

Offered by: Senators Hanabusa, Chun Oakland, English.

No. 92 "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE BAR ASSOCIATION TO CONVENE A TASK FORCE TO CONDUCT A STUDY ON WHETHER A FOURTH CIRCUIT COURT SHOULD BE ESTABLISHED ON OAHU FOR THE KAPOLEI DISTRICT."

Offered by: Senator Hanabusa.

No. 93 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY TO DETERMINE WHETHER PUBLIC, EDUCATION, AND GOVERNMENT ACCESS ORGANIZATIONS SHOULD BE EXEMPT FROM STATE PROCUREMENT LAWS."

Offered by: Senator Hanabusa.

No. 94 "SENATE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO EXAMINE THE ISSUE OF DISCRETIONARY FUNCTION EXCEPTION FOR OF THE STATE AND COUNTIES."

Offered by: Senators Hanabusa, Kokubun, Kim, Inouye.

No. 95 "SENATE CONCURRENT RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO IMPROVE THE SYNCHRONIZATION OF TRAFFIC SIGNALS ON ALA MOANA BOULEVARD BETWEEN PUNCHBOWL STREET AND KALAKAUA AVENUE, AND TO ASSUME JURISDICTION OF THAT SAME PORTION OF ROAD IN THE INTEREST OF PROMOTING SAFE TRAFFIC FLOW."

Offered by: Senator Inouye.

No. 96 "SENATE CONCURRENT RESOLUTION REQUESTING THE HARBORS DIVISION OF THE DEPARTMENT OF TRANSPORTATION TO PROCEED WITH EXECUTING THE TEN-YEAR LEASE APPROVED BY THE DEPARTMENT OF LAND AND NATURAL RESOURCES FOR PACIFIC SHIPYARDS INTERNATIONAL TO CONTINUE TO PROVIDE VITAL SHIP REPAIR SERVICES TO THE MARITIME COMMUNITY FROM ITS EXISTING HONOLULU HARBOR FACILITY."

Offered by: Senator Inouye.

No. 97 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF STUDENT HOUSING SERVICES AT THE UNIVERSITY OF HAWAII AT MANOA."

Offered by: Senators Hee, Inouye, Kokubun, Kim, Chun Oakland, English, Ige, Sakamoto, Espero.

No. 98 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CREATE A TASK FORCE TO ASSESS THE STATUS OF AHU O LAKA IN KANEHOE

BAY, OAHU, AND TO ADDRESS OTHER ISSUES RELATED TO THE SITE."

Offered by: Senators Hee, Kokubun, English, Inouye, Kim, Chun Oakland, Sakamoto, Espero, Ige.

No. 99 "SENATE CONCURRENT RESOLUTION SUPPORTING THE ADOPTION OF A PROPOSED AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES REGARDING THE RIGHT OF ALL UNITED STATES CITIZENS TO A PUBLIC EDUCATION OF EQUAL HIGH QUALITY."

Offered by: Senators Hee, Inouye, Kim, Chun Oakland, Sakamoto, Espero, Ige, Kokubun.

No. 100 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY TO SHOW THE COSTS ASSOCIATED WITH, AND THE ADVISABILITY OF MANDATING THE USE OF SEAT BELTS FOR MINORS IN EVERY SCHOOL BUS."

Offered by: Senator Nishihara.

No. 101 "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION AND BOARD OF EDUCATION TO HELP PARENTS UNDERSTAND THE RESPONSIBILITIES AND LIABILITIES OF PARENT-TEACHER ASSOCIATIONS AND PARENT-TEACHER GROUPS."

Offered by: Senator Nishihara.

No. 102 "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII HEALTH SYSTEMS CORPORATION TO DISCLOSE OWNERSHIP INTERESTS IN ANY OF THE VENDORS WITH WHOM THE CORPORATION DOES BUSINESS."

Offered by: Senator Nishihara.

No. 103 "SENATE CONCURRENT RESOLUTION REQUESTING THE SUPERINTENDENT OF EDUCATION, WITH THE ASSISTANCE OF THE DIRECTOR OF HEALTH, TO ESTABLISH A ONE-YEAR PILOT PROGRAM IN SELECTED PUBLIC ELEMENTARY SCHOOLS ON THE WAIANAE COAST TO PROVIDE FREE EYE EXAMINATIONS TO CHILDREN ENTERING KINDERGARTEN, OR ANY OTHER ELEMENTARY GRADE LEVEL IF ENTERING THE STATE PUBLIC SCHOOL SYSTEM FOR THE FIRST TIME, WITH A VIEW TO SCREENING FOR EYE HEALTH, AND VISION PROBLEMS, AND ENSURING THAT STUDENTS ARE NOT ERRONEOUSLY DIAGNOSED AS HAVING ATTENTION DEFICIENT HYPERACTIVITY DISORDER."

Offered by: Senator Baker.

No. 104 "SENATE CONCURRENT RESOLUTION URGING THE PRESIDENT AND UNITED STATES CONGRESS TO PROVIDE STATES WITH THE NECESSARY FUNDING TO IMPLEMENT THE GOALS OF THE NO CHILD LEFT BEHIND ACT OF 2001 AND OTHER EDUCATION-RELATED PROGRAMS AND TO OFFER STATES WAIVERS OR EXEMPTIONS FROM RELATED REGULATIONS WHEN FEDERAL FUNDING FOR ELEMENTARY AND SECONDARY EDUCATION IS DECREASED."

Offered by: Senators Sakamoto, Hooser, Nishihara, Tsutsui, Chun Oakland, Baker, Kim, Kokubun, Ige, Hee.

No. 105 "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT CHANGES TO THE NO CHILD LEFT BEHIND ACT OF 2001."

Offered by: Senators Sakamoto, Hooser, Nishihara, Tsutsui, Chun Oakland, Baker, Kim, Kokubun, Ige.

No. 106 "SENATE CONCURRENT RESOLUTION URGING HAWAII EMPLOYERS TO DEVELOP AND IMPLEMENT STANDARDS OF CONDUCT AND POLICIES FOR MANAGERS AND EMPLOYEES TO REDUCE WORKPLACE BULLYING AND PROMOTE HEALTHFUL AND SAFE WORK ENVIRONMENTS."

Offered by: Senators Chun Oakland, Ige, Nishihara, Taniguchi, Kanno, Trimble.

No. 107 "SENATE CONCURRENT RESOLUTION URGING THE COUNTY COUNCILS TO ASSIST LOW-INCOME HOMEOWNERS."

Offered by: Senators Chun Oakland, Hogue, Hemmings, Ige, Sakamoto, Trimble, Bunda, Hanabusa, Baker, Hooser, English, Kanno, Menor, Espero, Fukunaga, Nishihara.

No. 108 "SENATE CONCURRENT RESOLUTION REQUESTING CONGRESS TO EXAMINE THE PUBLIC POLICY UNDERLYING THE RECOVERY OF MEDICAL ASSISTANCE PAYMENTS."

Offered by: Senators Chun Oakland, Ige, Nishihara, Taniguchi, Kanno, Trimble, Hogue.

No. 109 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO PROHIBIT ALL COMMERCIAL VENDORS AT THE NU'UANU PALI LOOKOUT ON THE ISLAND OF OAHU."

Offered by: Senators Chun Oakland, Kokubun, Hee, Nishihara, Hemmings, Ige, Hogue.

No. 110 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CREATE A COMPREHENSIVE STATEWIDE PEDESTRIAN SAFETY ACTION PLAN."

Offered by: Senator Inouye.

No. 111 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY OF PROPOSED MANDATORY HEALTH INSURANCE COVERAGE FOR ALTERNATIVE, COMPLEMENTARY, AND INTEGRATIVE FORMS OF HEALTH CARE SERVICES."

Offered by: Senators Chun Oakland, Hanabusa, Trimble, Nishihara, Hooser, Sakamoto, Menor, Espero, Kanno, Baker, Fukunaga, Bunda, English, Ige.

No. 112 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY TO RECOMMEND A STATUTORY DEFINITION FOR 'UNDEREMPLOYMENT.'"

Offered by: Senators Chun Oakland, Sakamoto, Menor, Espero, Hanabusa, Kanno, Baker, Fukunaga, Bunda, Nishihara, Ige, English.

No. 113 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE SALE OF TELEPHONE CUSTOMER USAGE PATTERN RECORDS."

Offered by: Senators Chun Oakland, Fukunaga, Kanno, Ige, Baker, Nishihara, Hogue, Menor, Bunda, Hooser.

No. 114 "SENATE CONCURRENT RESOLUTION REQUESTING A NEW LIBRARY TECHNICIAN V CHINESE-LANGUAGE POSITION FOR LILIHA LIBRARY."

Offered by: Senators Chun Oakland, Hanabusa, Nishihara, Hooser, Sakamoto, Hogue, Menor, Espero, Kanno, Fukunaga, Bunda, Ige.

No. 115 "SENATE CONCURRENT RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO CONVENE A FOCUS GROUP WITH OTHER STAKEHOLDERS TO ASSESS YEARLY SERVICE DELIVERY NEEDS AND LONG-TERM STRATEGIC PLANNING FOR KUPUNA CARE."

Offered by: Senators Chun Oakland, Baker, Ihara, Ige, Nishihara, Kanno.

No. 116 "SENATE CONCURRENT RESOLUTION SUPPORTING THE UNITED STATES FOOD AND DRUG ADMINISTRATION'S NATIONAL CAMPAIGN TO RAISE AWARENESS AND INFORM WOMEN ABOUT MENOPAUSAL HORMONE THERAPY AND DESIGNATING SEPTEMBER AS MENOPAUSE AWARENESS MONTH IN HAWAII."

Offered by: Senators Baker, Chun Oakland, Kim, Inouye, Fukunaga, Hanabusa.

No. 117 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A TASK FORCE TO EVALUATE AND RECOMMEND POSSIBLE STATUTORY AND PUBLIC POLICY CHANGES TO DECREASE THE CENSUS AT HAWAII STATE HOSPITAL AND ENHANCE COMMUNITY-BASED HEALTH SERVICES FOR FORENSIC PATIENTS."

Offered by: Senators Baker, Kanno, Chun Oakland, Kim.

No. 118 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO RESEARCH AVENUES OF APPROPRIATE FINANCING FOR CAPITAL IMPROVEMENTS FOR FEDERALLY QUALIFIED HEALTH CENTERS, INCLUDING USE OF REVOLVING LOAN FUNDS."

Offered by: Senators Baker, Chun Oakland.

No. 119 "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE OF HAWAII TO CONSIDER THE MERITS OF RECOGNIZING HYPNOTHERAPY AS A LEGITIMATE PROFESSION AND PROVIDER OF HUMAN SERVICES SEPARATE AND INDEPENDENT FROM MENTAL HEALTH PROFESSIONS."

Offered by: Senator Menor, by request.

No. 120 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON CREATING CONTRIBUTORY AFFORDABLE HOUSING SOLUTIONS

THROUGH MANDATED STATE SPECIAL ASSESSMENTS AGAINST REAL PROPERTY AND IMPROVEMENTS THAT ACCRUE TO COMMERCIAL AND INDUSTRIAL LESSORS THROUGH THE EXERCISE OF FULL-TERM EXPIRATORY REVERSION CLAUSES IN GROUND LEASE CONTRACTS ENTERED INTO AFTER DECEMBER 31, 1963.”

Offered by: Senator Taniguchi, by request.

No. 121 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY OF THE HEALTH IMPACTS OF THE PVT LANDFILL.”

Offered by: Senator Hanabusa, by request.

No. 122 “SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO SUPPORT AND ADVOCATE FOR THE DEVELOPMENT AND FUNDING OF COMMUNITY AND YOUTH CENTERS IN HAWAIIAN HOMESTEAD COMMUNITIES WITH PRIVATE, COUNTY, STATE, AND FEDERAL FUNDING.”

Offered by: Senator Hanabusa.

No. 123 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO INCLUDE ASSISTED AND INDEPENDENT LIVING HOUSING FOR KUPUNA IN ITS DEVELOPMENT PLANS.”

Offered by: Senator Hanabusa.

No. 124 “SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES PRESIDENT AND CONGRESS TO IMMEDIATELY RATIFY THE AMENDMENTS MADE TO THE HAWAIIAN HOMES COMMISSION ACT OF 1920, AS AMENDED, AS EMBODIED IN ACT 302, SESSION LAWS OF HAWAII 2001, AND TO RECOGNIZE HAWAIIAN HOMESTEAD COMMUNITY ORGANIZATIONS AS SELF-GOVERNING ADMINISTRATIVE AUTHORITIES FOR THEIR RESPECTIVE COMMUNITIES.”

Offered by: Senator Hanabusa.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 46 to 74) were read by the Clerk and were referred to committees or deferred:

Senate Resolution

No. 46 “SENATE RESOLUTION REQUESTING A STUDY ON THE ISSUES HOSPITALS FACE WITH REGARD TO WAIT LISTED PATIENTS IN HAWAII IN NEED OF LONG TERM MEDICAL CARE.”

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

Referred to: Committee on Health

No. 47 “SENATE RESOLUTION URGING HAWAII’S COUNTY, STATE, AND FEDERAL LEVEL GOVERNMENT OFFICIALS TO PLAY AN ACTIVE ROLE IN CREATING ‘HEART HEALTHY COMMUNITIES.’”

Offered by: Senators Baker, Chun Oakland, Tsutsui.

Referred to: Jointly to the Committee on Health and the Committee on Intergovernmental Affairs

No. 48 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO EXPEDITE THE COMPLETION OF THE LAHAINA BYPASS PROJECT AS A TOP PRIORITY AND, IN COOPERATION WITH THE COUNTY OF MAUI AND STAKEHOLDERS, DEVELOP STRATEGIES TO REDUCE MOTOR VEHICLE USE INTO AND OUT OF LAHAINA ON THE ISLAND OF MAUI.”

Offered by: Senators Baker, Tsutsui, English.

Referred to: Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs

No. 49 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ALLOW GIFTED AND TALENTED STUDENTS TO TAKE ONLINE CLASSES FROM ACCREDITED UNIVERSITIES FOR CREDIT TOWARD DEPARTMENT OF EDUCATION REQUIREMENTS.”

Offered by: Senators Sakamoto, Hooser, Chun Oakland, Nishihara, Baker, Tsutsui, Inouye, Hee, Kokubun.

Referred to: Committee on Education and Military Affairs

No. 50 “SENATE RESOLUTION URGING HEALTHCARE FACILITIES IN THE STATE OF HAWAII TO IMPLEMENT THE ‘UTILIZATION GUIDE FOR THE AMERICAN NURSES ASSOCIATION PRINCIPLES FOR SAFE STAFFING.’”

Offered by: Senators Baker, Chun Oakland, Kanno.

Referred to: Committee on Health

No. 51 “SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO DELAY A VOTE ON S. 147, COMMONLY KNOWN AS THE ‘AKAKA BILL,’ UNTIL THE BILL IS APPROPRIATELY AMENDED TO INCLUDE A VOTE BY THE PEOPLE OF HAWAII TO APPROVE ENACTMENT OF THE MEASURE.”

Offered by: Senators Slom, Trimble.

Referred to: Committee on Judiciary and Hawaiian Affairs

No. 52 “SENATE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF THE DEPARTMENT OF HUMAN SERVICES’S VOCATIONAL REHABILITATION AND SERVICES FOR THE BLIND DIVISION.”

Offered by: Senators Fukunaga, Baker, Chun Oakland.

Referred to: Committee on Human Services

No. 53 “SENATE RESOLUTION URGING CONGRESS AND THE FEDERAL COMMUNICATIONS COMMISSION TO ADDRESS PUBLIC INTERESTS AND COMMUNITY NEEDS FOR LOCAL MEDIA, INCLUDING NEWS, ACCESS, AND OWNERSHIP.”

Offered by: Senator Fukunaga.

Referred to: Committee on Media, Arts, Science and Technology

No. 54 "SENATE RESOLUTION RECOGNIZING THE IMPORTANCE OF A CULTURAL EXCHANGE BETWEEN THE PEOPLE OF HAWAII AND THE ISLAND OF RA'IATEA AND REQUESTING KE ALA 'OLINO NATIVE CULTURAL CENTER TO CONVENE A TASK FORCE TO HELP FACILITATE A CULTURAL EXCHANGE."

Offered by: Senators English, Tsutsui, Kim, Espero, Baker, Kokubun, Sakamoto, Inouye, Chun Oakland, Menor, Hee, Hanabusa, Hemmings.

Referred to: Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Media, Arts, Science and Technology

No. 55 "SENATE RESOLUTION REQUESTING THAT THE HA'IKU ELEMENTARY SCHOOL CAFETERIA BE KNOWN AS THE JEAN SUZUKI CAFETERIA IN HONOR OF FORMER HA'IKU ELEMENTARY SCHOOL CAFETERIA EMPLOYEE JEAN SUZUKI."

Offered by: Senators English, Tsutsui, Nishihara, Kim, Espero, Baker, Kokubun, Sakamoto, Taniguchi, Inouye, Chun Oakland, Hanabusa, Menor, Hemmings, Hee.

Referred to: Committee on Education and Military Affairs

No. 56 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO STUDY THE HEALTH IMPACTS OF THE WAIMANALO GULCH SANITARY LANDFILL."

Offered by: Senators Hanabusa, Chun Oakland, Kokubun, Tsutsui, Espero, Kim, Inouye, English.

No. 57 "SENATE RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO IMPROVE THE SYNCHRONIZATION OF TRAFFIC SIGNALS ON ALA MOANA BOULEVARD BETWEEN PUNCHBOWL STREET AND KALAKAUA AVENUE, AND TO ASSUME JURISDICTION OF THAT SAME PORTION OF ROAD IN THE INTEREST OF PROMOTING SAFE TRAFFIC FLOW."

Offered by: Senator Inouye.

No. 58 "SENATE RESOLUTION URGING THE DEPARTMENT OF EDUCATION AND BOARD OF EDUCATION TO HELP PARENTS UNDERSTAND THE RESPONSIBILITIES AND LIABILITIES OF PARENT-TEACHER ASSOCIATIONS AND PARENT-TEACHER GROUPS."

Offered by: Senator Nishihara.

No. 59 "SENATE RESOLUTION REQUESTING THE HAWAII HEALTH SYSTEMS CORPORATION TO DISCLOSE OWNERSHIP INTERESTS IN ANY OF THE VENDORS WITH WHOM THE CORPORATION DOES BUSINESS."

Offered by: Senator Nishihara.

No. 60 "SENATE RESOLUTION URGING THE PRESIDENT AND UNITED STATES CONGRESS TO PROVIDE STATES WITH THE NECESSARY FUNDING TO IMPLEMENT THE GOALS OF THE NO CHILD LEFT BEHIND ACT OF 2001 AND OTHER EDUCATION-

RELATED PROGRAMS AND TO OFFER STATES WAIVERS OR EXEMPTIONS FROM RELATED REGULATIONS WHEN FEDERAL FUNDING FOR ELEMENTARY AND SECONDARY EDUCATION IS DECREASED."

Offered by: Senators Sakamoto, Hooser, Nishihara, Tsutsui, Chun Oakland, Baker, Kim, Kokubun, Ige.

No. 61 "SENATE RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT CHANGES TO THE NO CHILD LEFT BEHIND ACT OF 2001."

Offered by: Senators Sakamoto, Hooser, Nishihara, Tsutsui, Chun Oakland, Baker, Kim, Kokubun, Ige, Hee.

No. 62 "SENATE RESOLUTION URGING HAWAII EMPLOYERS TO DEVELOP AND IMPLEMENT STANDARDS OF CONDUCT AND POLICIES FOR MANAGERS AND EMPLOYEES TO REDUCE WORKPLACE BULLYING AND PROMOTE HEALTHFUL AND SAFE WORK ENVIRONMENTS."

Offered by: Senators Chun Oakland, Ige, Nishihara, Taniguchi, Kanno, Trimble, Hogue.

No. 63 "SENATE RESOLUTION URGING THE COUNTY COUNCILS TO ASSIST LOW-INCOME HOMEOWNERS."

Offered by: Senators Chun Oakland, Hogue, Ige, Hanabusa, Bunda, Trimble, Hemmings, Nishihara, Hooser, Fukunaga, English, Espero, Kanno, Sakamoto, Menor, Baker.

No. 64 "SENATE RESOLUTION REQUESTING CONGRESS TO EXAMINE THE PUBLIC POLICY UNDERLYING THE RECOVERY OF MEDICAL ASSISTANCE PAYMENTS."

Offered by: Senators Chun Oakland, Ige, Nishihara, Kanno, Trimble, Hogue.

No. 65 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO PROHIBIT ALL COMMERCIAL VENDORS AT THE NU'UANU PALI LOOKOUT ON THE ISLAND OF OAHU."

Offered by: Senators Chun Oakland, Ige, Nishihara, Hogue, Hemmings.

No. 66 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CREATE A COMPREHENSIVE STATEWIDE PEDESTRIAN SAFETY ACTION PLAN."

Offered by: Senator Inouye.

No. 67 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE POSSIBILITY OF THE STATE DEVELOPING AND OPERATING MANUFACTURED-HOUSING PARKS TO HELP ALLEVIATE HAWAII'S AFFORDABLE HOUSING CRISIS."

Offered by: Senators Chun Oakland, Sakamoto, Menor, Espero, Baker, Fukunaga, Bunda, Nishihara, Ige.

No. 68 "SENATE RESOLUTION REQUESTING THAT THE STATE OF HAWAII MAINTAIN PRESENT

STANDARDS IN REHABILITATION SERVICES FOR THE BLIND.”

Offered by: Senators Chun Oakland, Sakamoto, Hogue, Menor, Baker, Espero, Hemmings, Bunda, Hanabusa, Hooser, English, Ige, Kanno, Fukunaga, Nishihara.

No. 69 “SENATE RESOLUTION REQUESTING THAT THE UNIVERSITY OF HAWAII STUDY THE COST AND FEASIBILITY OF USING AVATAR TECHNOLOGY TO DEVELOP LAPTOP COMPUTERS FOR INSTANTANEOUS TRANSLATION AND INTERPRETATION SYSTEMS FOR THE DEAF AND HEARING-IMPAIRED.”

Offered by: Senators Chun Oakland, Nishihara, Kanno, Trimble, Ige, Hogue.

No. 70 “SENATE RESOLUTION REQUESTING THE STATE OF HAWAII TO CONSIDER THE MERITS OF RECOGNIZING HYPNOTHERAPY AS A LEGITIMATE PROFESSION AND PROVIDER OF HUMAN SERVICES SEPARATE AND INDEPENDENT FROM MENTAL HEALTH PROFESSIONS.”

Offered by: Senator Menor, by request.

No. 71 “SENATE RESOLUTION REQUESTING A STUDY ON CREATING CONTRIBUTORY AFFORDABLE HOUSING SOLUTIONS THROUGH MANDATED STATE SPECIAL ASSESSMENTS AGAINST REAL PROPERTY AND IMPROVEMENTS THAT ACCRUE TO COMMERCIAL AND INDUSTRIAL LESSORS THROUGH THE EXERCISE OF FULL-TERM EXPIRATORY REVERSION CLAUSES IN GROUND LEASE CONTRACTS ENTERED INTO AFTER DECEMBER 31, 1963.”

Offered by: Senator Taniguchi, by request.

No. 72 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY OF THE HEALTH IMPACTS OF THE PVT LANDFILL.”

Offered by: Senator Hanabusa, by request.

No. 73 “SENATE RESOLUTION URGING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO SUPPORT AND ADVOCATE FOR THE DEVELOPMENT AND FUNDING OF COMMUNITY AND YOUTH CENTERS IN HAWAIIAN HOMESTEAD COMMUNITIES WITH PRIVATE, COUNTY, STATE, AND FEDERAL FUNDING.”

Offered by: Senator Hanabusa.

No. 74 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO INCLUDE ASSISTED AND INDEPENDENT LIVING HOUSING FOR KUPUNA IN ITS DEVELOPMENT PLANS.”

Offered by: Senator Hanabusa.

STANDING COMMITTEE REPORTS

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2928) recommending that S.R. No. 1 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 2928 and S.R. No. 1, entitled: “SENATE RESOLUTION RECOGNIZING JANUARY AS CERVICAL CANCER MONTH IN HAWAII,” was deferred until Thursday, March 16, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2929) recommending that S.C.R. No. 1 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 2929 and S.C.R. No. 1, entitled: “SENATE CONCURRENT RESOLUTION RECOGNIZING JANUARY AS CERVICAL CANCER MONTH IN HAWAII,” was deferred until Thursday, March 16, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2930) recommending that S.C.R. No. 15, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 2930 and S.C.R. No. 15, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION SUPPORTING THE GOAL OF ELIMINATING SUFFERING AND DEATH FROM CANCER BY THE YEAR 2015,” was deferred until Thursday, March 16, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2931) recommending that S.C.R. No. 31, as amended in S.D. 1, 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.C.R. No. 31, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN ANALYSIS OF PROPOSED REGULATORY MEASURES REQUIRING PROFESSIONAL LICENSURE OF GENETIC COUNSELORS,” was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2932) recommending that the Senate advise and consent to the nomination of MANUEL MAKAHIAPO KULOLOIO to the Civil Defense Advisory Council, in accordance with Gov. Msg. No. 256.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2932 and Gov. Msg. No. 256 was deferred until Thursday, March 16, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2933) recommending that the Senate advise and consent to the nomination of ANN M. SAKAGUCHI to the Civil Defense Advisory Council, in accordance with Gov. Msg. No. 257.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2933 and Gov. Msg. No. 257 was deferred until Thursday, March 16, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2934) recommending that the Senate advise and consent to the nomination of MITCHELL DAVID ROTH to the State Highway Safety Council, in accordance with Gov. Msg. No. 275.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2934 and Gov. Msg. No. 275 was deferred until Thursday, March 16, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2935) recommending that the Senate advise and consent to the nomination of JOYCE H. CASSEN MD to the Medical Advisory Board, in accordance with Gov. Msg. No. 277.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2935 and Gov. Msg. No. 277 was deferred until Thursday, March 16, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2936) recommending that H.B. No. 1899, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1899, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF SAFETY HELMETS BY MINORS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2937) recommending that H.B. No. 1947 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 report of the Committee was adopted and H.B. No. 1947, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2938) recommending that H.B. No. 2343, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2343, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2939) recommending that S.C.R. No. 33, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 2939 and S.C.R. No. 33, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONTINUE TO COLLABORATE WITH THE HAWAII HARBOR USERS GROUP TO IMPLEMENT PLANNED IMPROVEMENTS AND CONSTRUCTION TO IMPROVE CARGO TERMINAL AND CONTAINER FACILITIES AT HONOLULU HARBOR, KAHULUI HARBOR, AND HILO HARBOR, AND COMMENDING AND CONGRATULATING THE DEPARTMENT OF TRANSPORTATION AND THE HAWAII HARBOR USERS GROUP FOR THEIR FINE WORK IN COMPLETING THE HAWAII HARBORS USER

GROUP'S REPORT," was deferred until Thursday, March 16, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2940) recommending that S.R. No. 17, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 2940 and S.R. No. 17, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONTINUE TO COLLABORATE WITH THE HAWAII HARBOR USERS GROUP TO IMPLEMENT PLANNED IMPROVEMENTS AND CONSTRUCTION TO IMPROVE CARGO TERMINAL AND CONTAINER FACILITIES AT HONOLULU HARBOR, KAHULUI HARBOR, AND HILO HARBOR, AND COMMENDING AND CONGRATULATING THE DEPARTMENT OF TRANSPORTATION AND THE HAWAII HARBOR USERS GROUP FOR THEIR FINE WORK IN COMPLETING THE HAWAII HARBORS USER GROUP'S REPORT," was deferred until Thursday, March 16, 2006.

ORDER OF THE DAY

ADVISE AND CONSENT

At this time, Senator Baker rose and said:

"Mr. President, your Committee on Health reviewed all of the credentials of these nominees and most all of them are re-appointments. We thank them for their service. They are all well qualified and I urge my colleagues to vote 'aye.' Thank you."

Stand. Com. Rep. No. 2921 (Gov. Msg. No. 263):

Senator Baker moved that Stand. Com. Rep. No. 2921 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of ELVIRA LEE to the State Council on Developmental Disabilities, term to expire June 30, 2010, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hooser, Sakamoto).

Stand. Com. Rep. No. 2922 (Gov. Msg. Nos. 270, 271 and 272):

Senator Baker moved that Stand. Com. Rep. No. 2922 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Statewide Health Coordinating Council of the following:

DAVID W. HEYWOOD, term to expire June 30, 2010 (Gov. Msg. No. 270);

WAYNE SACHIO HIGAKI, term to expire June 30, 2010 (Gov. Msg. No. 271); and

VIRGINIA PRESSLER MD, MBA, FACS, term to expire June 30, 2010 (Gov. Msg. No. 272),

seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hooser, Sakamoto).

Stand. Com. Rep. No. 2923 (Gov. Msg. Nos. 264, 265 and 266):

Senator Baker moved that Stand. Com. Rep. No. 2923 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Disability and Communication Access Board of the following:

DEAN T. AOKI, term to expire June 30, 2010 (Gov. Msg. No. 264);

CHARLES W. FLEMING, term to expire June 30, 2010 (Gov. Msg. No. 265); and

DEAN M. GEORGIEV, term to expire June 30, 2010 (Gov. Msg. No. 266),

seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hooser, Sakamoto).

Stand. Com. Rep. No. 2924 (Gov. Msg. No. 279):

Senator Baker moved that Stand. Com. Rep. No. 2924 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of GARY F. MICHELL to the Mental Health and Substance Abuse, Hawai'i Service Area Board, term to expire June 30, 2010, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hooser, Sakamoto).

Stand. Com. Rep. No. 2925 (Gov. Msg. No. 267):

Senator Baker moved that Stand. Com. Rep. No. 2925 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of MARY JO KEEFE to the Drug Product Selection Board, term to expire June 30, 2010, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hooser, Sakamoto).

Stand. Com. Rep. No. 2926 (Gov. Msg. No. 268):

Senator Baker moved that Stand. Com. Rep. No. 2926 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of DONALD K. MATSUI to the Policy Advisory Board for Elder Affairs, term to expire June 30, 2010, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hooser, Sakamoto).

Stand. Com. Rep. No. 2927 (Gov. Msg. Nos. 273 and 274):

Senator Baker moved that Stand. Com. Rep. No. 2927 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Health Planning Council, Windward Oahu Subarea of the following:

GREIG E. GASPAR, term to expire June 30, 2010 (Gov. Msg. No. 273); and

CHRISTOPHER J. LUTZ, term to expire June 30, 2010 (Gov. Msg. No. 274),

seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hooser, Sakamoto).

**REFERRAL OF A
HOUSE CONCURRENT RESOLUTION**

**MATTER DEFERRED FROM
TUESDAY, MARCH 14, 2006**

The President made the following committee assignments of a House concurrent resolution that was received on Monday, March 13, 2006:

House
Concurrent
Resolution Referred to:

No. 15 Jointly to the Committee on Education and Military Affairs and the Committee on Transportation and Government Operations

**REFERRAL OF
SENATE CONCURRENT RESOLUTIONS**

The President made the following committee assignment of concurrent resolutions that were offered on Tuesday, March 14, 2006:

Senate
Concurrent
Resolution Referred to:

No. 66 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Water, Land, and Agriculture

No. 67 Committee on Human Services, then to the Committee on Ways and Means

No. 68 Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Tuesday, March 14, 2006:

Senate Resolution	Referred to:
No. 43	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Water, Land, and Agriculture
No. 44	Committee on Human Services, then to the Committee on Ways and Means
No. 45	Committee on Human Services, then to the 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. 2181, H.D. 2	Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Business and Economic Development, then to the Committee on Ways and Means
No. 2765, H.D. 2	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means

**SENATE CONCURRENT RESOLUTIONS
SENATE RESOLUTIONS**

On motion by Senator Hee, seconded by Senator Hogue and carried unanimously, the Senate authorized the Clerk to receive Senate concurrent resolutions and Senate resolutions prior to 6:00 o'clock p.m. In consequence thereof, and subsequent to its recessing at 11:54 o'clock a.m., the following resolutions were received and deferred:

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution

No. 125 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY AND THE DEPARTMENT OF AGRICULTURE TO CONDUCT A FEASIBILITY STUDY ON SELLING THE LAND COMPRISING THE OAHU COMMUNITY CORRECTIONAL FACILITY ON KAMEHAMEHA HIGHWAY AND MOVING TO THE SITE OF THE ANIMAL QUARANTINE CENTER IN HALAWA OR ADJACENT STATE LAND NEAR THE CURRENT HALAWA CORRECTIONAL FACILITY."

Offered by: Senators Kim, Hanabusa, Sakamoto, Chun Oakland, Nishihara, Slom, Baker, Hogue, Espero, Hemmings, Hee, Kokubun, Fukunaga.

No. 126 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY OF DIFFERENT WAGE CLASSES AND MEDICAL BENEFITS FOR LONG-TERM AND SHORT-TERM PUBLIC SCHOOL SUBSTITUTES, AND OF THE NEED FOR A COLLECTIVE BARGAINING UNIT OR UNION FOR SUBSTITUTE TEACHERS."

Offered by: Senators Nishihara, English, Kokubun, Kim.

No. 127 "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII CONGRESSIONAL DELEGATION TO INTRODUCE LEGISLATION TO AMEND THE FEDERAL CIVIL RIGHTS LAW."

Offered by: Senators Hanabusa, Chun Oakland, Fukunaga, English, Taniguchi, Espero, Kokubun, Hee.

No. 128 "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF HAWAIIAN HOME LANDS ENTER INTO A LEASE/PURCHASE AGREEMENT FOR THE CONSTRUCTION OF A NEW OFFICE FACILITY ON HAWAIIAN HOME LANDS IN EAST KAPOLEI TO BE FUNDED BY THE ISSUANCE OF CERTIFICATES OF PARTICIPATION."

Offered by: Senators Hanabusa, Chun Oakland, Espero, Fukunaga, Inouye, Kokubun, Hee.

No. 129 "SENATE CONCURRENT RESOLUTION REQUESTING THE COOPERATION FROM THE LEGISLATURE AND THE DEPARTMENT OF HEALTH TO FACILITATE THE DEVELOPMENT OF A REGIONAL HEALTH INFORMATION ORGANIZATION IN HAWAII."

Offered by: Senators Fukunaga, Baker.

No. 130 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO FORM A TASK FORCE TO RECOMMEND SOLUTIONS TO ABATE AND PREVENT THE ACCUMULATION OF SEDIMENT IN WAILOA RIVER AND HILO BAY."

Offered by: Senators Inouye, Espero, Slom, Kanno.

No. 131 "SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO CONVENE A TASK FORCE TO MAKE RECOMMENDATIONS ON THE APPROPRIATE LEASE REFORM FOR THE MAUNA KEA SUMMIT LANDS."

Offered by: Senators Inouye, Hee.

No. 132 "SENATE CONCURRENT RESOLUTION REQUESTING THE CHAMBER OF COMMERCE OF HAWAII TO CONVENE A GROUP OF INTERESTED STAKEHOLDERS TO INVESTIGATE AND RECOMMEND WAYS THAT HAWAII CAN ACHIEVE GREATER ECONOMIC INDEPENDENCE."

Offered by: Senators English, Nishihara, Kokubun, Ige, Slom, Fukunaga, Hanabusa, Kim, Menor.

No. 133 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUDGET AND FINANCE TO CONVENE A HAWAIIAN LANGUAGE TASK FORCE."

Offered by: Senators English, Nishihara, Kokubun, Ige, Slom, Kim, Hanabusa, Menor, Fukunaga.

No. 134 "SENATE CONCURRENT RESOLUTION URGING THE DESIGNATION OF `AWA AS THE OFFICIAL STATE BEVERAGE."

Offered by: Senators English, Hee, Nishihara, Kokubun, Ige, Slom, Kim, Menor, Fukunaga.

No. 135 "SENATE CONCURRENT RESOLUTION URGING THE OFFICE OF HAWAIIAN AFFAIRS TO CONVENE A TASK FORCE TO CONSIDER THE MERITS OF CREATING A MONUMENT TO THE CITIZENS OF THE KINGDOM OF HAWAII IN COLLABORATION WITH HAWAIIAN ORGANIZATIONS, RESPECTED KUPUNA IN THE HAWAIIAN COMMUNITY, AND THE DEPARTMENT OF LAND AND NATURAL RESOURCES."

Offered by: Senator Hanabusa, by request.

No. 136 "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TEMPORARY ADVISORY COMMISSION ON BIOLOGICAL DIVERSITY."

Offered by: Senators Hanabusa, Slom, Fukunaga, Nishihara.

No. 137 "SENATE CONCURRENT RESOLUTION URGING THE ASSOCIATION OF HAWAIIAN CIVIC CLUBS AND THE STATE OF HAWAII TO AFFIRM AND SUPPORT THE HISTORIC, CULTURAL, AND SACRED SIGNIFICANCE OF MAUNA'ALA-THE ROYAL MAUSOLEUM."

Offered by: Senator Hanabusa.

No. 138 "SENATE CONCURRENT RESOLUTION ENCOURAGING THE ENTRANCE OF MEN INTO THE NURSING FIELD."

Offered by: Senators Espero, Chun Oakland, Baker, Inouye, Fukunaga, Tsutsui, English.

No. 139 "SENATE CONCURRENT RESOLUTION REQUESTING THE COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES OF THE UNIVERSITY OF HAWAII AT MANOA TO STUDY THE FEASIBILITY OF MANDATED OR INCENTIVE BASED VOLUNTARY ROOFTOP LANDSCAPING AND AGRICULTURE IN URBAN DISTRICTS."

Offered by: Senators Taniguchi, Kokubun, Hanabusa, English, Hee, Ige.

No. 140 "SENATE CONCURRENT RESOLUTION REQUESTING LEAHI HOSPITAL TO DEVELOP A MASTER PLAN AND FINANCIAL FEASIBILITY REPORT FOR ITS EXISTING CAMPUS THAT WILL TAKE ADVANTAGE OF ITS UNIQUE LOCATION AND RELATIONSHIPS IN EAST HONOLULU."

Offered by: Senator Bunda.

No. 141 "SENATE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO MAINTAIN THE CURRENT ZONING OF A ONE HUNDRED SEVENTY-TWO ACRE PARCEL OF REAL PROPERTY IN ROYAL KUNIA FOR THE ESTABLISHMENT OF A PARK, GOLF COURSE, OR CONTINUED USE AS OPEN SPACE."

Offered by: Senators Kanno, Espero, Hooser, Hogue, Menor, Chun Oakland, Fukunaga, Sakamoto, Nishihara, Kokubun, Inouye.

No. 142 "SENATE CONCURRENT RESOLUTION CONDEMNING THE USA PATRIOT ACT AS CONTRARY TO THE LONG STANDING TRADITION OF PROTECTING

CIVIL LIBERTIES IN HAWAII AND THE UNITED STATES."

Offered by: Senator Bunda.

No. 143 "SENATE CONCURRENT RESOLUTION URGING EITHER THE DEPARTMENT OF LAND AND NATURAL RESOURCES OR THE DEPARTMENT OF TRANSPORTATION TO ACQUIRE THE HANAIEI BOATYARD ADJACENT TO THE STATE PIER AND WHARF FACILITY AND BOAT LAUNCH RAMP AT HANAIEI, KAUALI."

Offered by: Senator Bunda.

No. 144 "SENATE CONCURRENT RESOLUTION URGING THE DEVELOPMENT OF A LONG-TERM CARE INFRASTRUCTURE PLAN FOR HAWAII TO ENSURE PUBLIC SAFETY WHILE SUPPORTING AGING IN PLACE."

Offered by: Senators Baker, Chun Oakland, Fukunaga, Espero, Ihara.

No. 145 "SENATE CONCURRENT RESOLUTION URGING THE NATIONAL COUNCIL OF STATE BOARDS OF NURSING TO CONDUCT THE NATIONAL COUNCIL LICENSURE EXAMINATION IN THE CITY OF MANILA IN THE REPUBLIC OF THE PHILIPPINES."

Offered by: Senators Baker, Chun Oakland, Espero, Menor.

No. 146 "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE FEDERAL GOVERNMENT ALLOW NATIONAL GUARD MEMBERS AND MILITARY RESERVISTS WITH TWENTY OR MORE YEARS OF SERVICE TO RETIRE WITH FULL RETIREMENT BENEFITS."

Offered by: Senators Sakamoto, Kanno, Nishihara, Chun Oakland.

No. 147 "SENATE CONCURRENT RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO AUTHORIZE AND APPROPRIATE FUNDS TO ALLOW ALL MEMBERS OF THE ARMED FORCES RESERVE COMPONENT TO ACCESS THE TRICARE PROGRAM."

Offered by: Senators Sakamoto, Kanno, Nishihara, Chun Oakland.

No. 148 "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO WORK WITH THE SAMUEL MILLS DAMON ESTATE TRUSTEES, MOANALUA GARDENS FOUNDATION, THE TRUST FOR PUBLIC LANDS, THE NATURE CONSERVANCY, AND OFFICE OF HAWAIIAN AFFAIRS TO PURCHASE THE MOANALUA GARDENS."

Offered by: Senators Sakamoto, Kokubun, Chun Oakland, English, Kim, Nishihara.

No. 149 "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION DEVELOP AND IMPLEMENT A STUDENT AND FACULTY EXCHANGE PROGRAM BETWEEN HAWAII AND THE PHILIPPINES."

Offered by: Senators Sakamoto, Nishihara.

No. 150 "SENATE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO CONVENE A TASK FORCE TO STUDY THE PHYSICIAN ON-CALL CRISIS."

Offered by: Senators Baker, Chun Oakland.

No. 151 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO SPONSOR A SERIES OF PUBLIC POLICY DIALOGS ON OPEN GOVERNMENT."

Offered by: Senator Ihara.

No. 152 "SENATE CONCURRENT RESOLUTION REQUESTING THAT PUBLIC HOUSING TENANTS BE EMPOWERED THROUGH PARTICIPATION IN THE DEMOCRATIC PROCESS."

Offered by: Senator Ihara, by request.

No. 153 "SENATE CONCURRENT RESOLUTION CONDEMNING THE GENOCIDE IN WESTERN SUDAN AND URGING CONGRESS WITH THE SUPPORT OF THE PRESIDENT TO ENGAGE THE INTERNATIONAL COMMUNITY TO TAKE ACTION TO PROTECT THE PEOPLE OF DARFUR."

Offered by: Senator Ihara.

No. 154 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO MAINTAIN CURRENT SCIENTIFIC DATA ON COMMUNITY EXPOSURE TO ACTUAL AND POTENTIAL SOURCES OF ENVIRONMENTAL HEALTH HAZARDS."

Offered by: Senator Ihara.

No. 155 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO COLLABORATE WITH THE DEPARTMENT OF TRANSPORTATION TO PURSUE ON A PRIORITY BASIS THE RELOCATION OF THE UNIVERSITY OF HAWAII MARINE CENTER FROM THE FORMER KAPALAMA MILITARY RESERVATION, HONOLULU HARBOR."

Offered by: Senator Nishihara.

No. 156 "SENATE CONCURRENT RESOLUTION SUPPORTING A FAIR AND EQUITABLE CONTRACT FOR UNION WORKERS AT THE HAWAII TRIBUNE-HERALD."

Offered by: Senators Kokubun, Kanno, Hee, Chun Oakland, Taniguchi, Fukunaga, Espero, Hanabusa, Nishihara, Hemmings.

No. 157 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO NAME THE KOMOHANA RESEARCH AND EXTENSION CENTER IN HONOR OF TADASHI HIGAKI."

Offered by: Senators Kokubun, Inouye, Whalen, Kanno, Taniguchi, English, Fukunaga, Hanabusa.

No. 158 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY OF THE SHORELINE SETBACK REFERENCE LINE."

Offered by: Senators Kokubun, Whalen, Kanno, English, Fukunaga, Hanabusa, Taniguchi.

No. 159 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO ESTABLISH AN AGRICULTURAL PESTICIDE DISPOSAL ASSISTANCE PROGRAM."

Offered by: Senators Kokubun, Inouye, Fukunaga, Chun Oakland, Espero, Hee, Hanabusa, Kanno, Trimble, Nishihara, Hemmings, Sakamoto.

No. 160 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO STUDY THE APPLICABILITY AND USE OF THE AGRICULTURAL INCOME CAPITALIZATION APPROACH AND OTHER METHODOLOGIES TO STABILIZE THE REOPENING OF RENTS FOR DEPARTMENT OF AGRICULTURE'S AGRICULTURAL PARKS."

Offered by: Senators Kokubun, Inouye, Fukunaga, Chun Oakland, Espero, Sakamoto, Hee, Hanabusa, Kanno, Trimble, Nishihara, Hemmings, Taniguchi.

No. 161 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DETERMINE THE FEASIBILITY OF CONTRACTING WITH A PRIVATE NONPROFIT CORPORATION TO MANAGE THE ALA WAI SMALL BOAT HARBOR."

Offered by: Senators Kokubun, Hemmings, Espero, Hee, Hanabusa, Nishihara, Sakamoto.

No. 162 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH USER ADVISORY COMMITTEES FOR THE SMALL BOAT HARBORS."

Offered by: Senators Kokubun, Fukunaga, Chun Oakland, Espero, Hee, Hanabusa, Kanno, Nishihara, Sakamoto.

No. 163 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON ESTABLISHING A HAWAII STATE GEOLOGICAL SURVEY."

Offered by: Senators Kokubun, English, Inouye, Chun Oakland, Hee, Hanabusa, Kanno, Trimble, Nishihara, Hemmings, Sakamoto, Taniguchi.

No. 164 "SENATE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR ULUPALAKUA RANCH FOR THE ENVIRONMENTAL STEWARDSHIP AWARD."

Offered by: Senators Inouye, Tsutsui, Baker.

No. 165 "SENATE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES, UNITED STATES CONGRESS, AND UNITED STATES DEPARTMENT OF EDUCATION TO SUPPORT THE GOALS OF THE NO CHILD LEFT BEHIND ACT (NCLB) BY INCREASING FUNDS FOR FEDERAL EDUCATION INITIATIVES AND AFFORDING MORE FLEXIBILITY TO STATES IN RELATION TO NCLB."

Offered by: Senator Sakamoto.

No. 166 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO STUDY THE AIR COOLING NEEDS OF EACH SCHOOL COMPLEX AND TO REVIEW THE FEASIBILITY OF

USING ALTERNATIVE AIR COOLING METHODS SUCH AS FANS, HEAT REDUCTION, INSULATION, AND ENERGY EFFICIENT INDIVIDUAL AIR CONDITIONING WALL UNITS.”

Offered by: Senator Sakamoto.

No. 167 “SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AND THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO TAKE ALL NECESSARY STEPS TO RELOCATE, IN AN EXPEDITIOUS MANNER, THE PROPOSED NEW CANCER RESEARCH CENTER OF HAWAII FROM THE KAKAAKO DISTRICT OF OAHU TO A SITE NEAR THE CENTER’S PRESENT LOCATION CLOSE TO THE QUEEN’S HOSPITAL.”

Offered by: Senators Trimble, Slom.

No. 168 “SENATE CONCURRENT RESOLUTION ENCOURAGING THE LEGISLATURE, THE ADMINISTRATION, THE UNIVERSITY OF HAWAII, AND HAWAII’S CONGRESSIONAL DELEGATION TO WORK COLLABORATIVELY WITH THE NATIONAL AERONAUTICS AND SPACE ADMINISTRATION, THE JAPAN AEROSPACE EXPLORATION AGENCY, AND OTHER PUBLIC AND PRIVATE AEROSPACE-RELATED AGENCIES AND INSTITUTIONS, TO EXPAND AND DIVERSIFY THE AEROSPACE INDUSTRY THROUGH THE DEVELOPMENT OF THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS.”

Offered by: Senator Trimble.

No. 169 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO REPORT TO THE LEGISLATURE ON THE PROGRESS OF ESTABLISHING FLEXIBLE HIGHWAY DESIGN GUIDELINES PURSUANT TO ACT 185, SESSION LAWS OF HAWAII 2005.”

Offered by: Senator Kokubun.

No. 170 “SENATE CONCURRENT RESOLUTION REQUESTING THAT THE UNITED STATES HOUSE OF REPRESENTATIVES SUPPORT AND PASS H.R. 4259, THE VETERANS’ RIGHT TO KNOW ACT, WHICH CREATES A COMMISSION TO BRING RELIEF TO VETERANS INVOLVED IN PROJECT 112 AND THE SHIPBOARD HAZARD AND DEFENSE PROJECT AND OTHER INCIDENTS OF CHEMICAL OR BIOLOGICAL TESTING.”

Offered by: Senators Hooser, Sakamoto.

No. 171 “SENATE CONCURRENT RESOLUTION REQUESTING FAVORABLE ACTION ON HAWAII’S APPLICATION TO ESTABLISH A FOREIGN-TRADE ZONE AT THE NATURAL ENERGY LABORATORY OF HAWAII SITE AT KAILUA-KONA ON THE ISLAND OF HAWAII.”

Offered by: Senators Inouye, Whalen, Espero.

No. 172 “SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO DEVELOP AND IMPLEMENT TWO CAPITAL IMPROVEMENT PROJECT PRIORITY LISTS GOING FORWARD TO CORRECT ANY UNFAIR DISTRIBUTION OF FUNDING TO NEWER SCHOOLS.”

Offered by: Senators Sakamoto, Nishihara, Chun Oakland, Tsutsui, Hogue, Kim.

No. 173 “SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION DETERMINE A SET OF BENCHMARK INDICATORS TO EVALUATE STUDENT ACHIEVEMENT SINCE THE IMPLEMENTATION OF ACT 51.”

Offered by: Senators Sakamoto, Nishihara, Chun Oakland, Hogue, Kim.

No. 174 “SENATE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII TO SPEEDILY REBUILD A SCHOOL OF GLOBAL AND PUBLIC HEALTH.”

Offered by: Senator Sakamoto.

No. 175 “SENATE CONCURRENT RESOLUTION REQUESTING THAT THE LEGISLATIVE REFERENCE BUREAU CONDUCT A STUDY ON SAFE AND REASONABLE ALTERNATIVES FOR PRIVATE SCHOOL PUPIL TRANSPORTATION TO AND FROM CO-CURRICULAR AND EXTRACURRICULAR ACTIVITIES.”

Offered by: Senators Sakamoto, Chun Oakland, Kim.

No. 176 “SENATE CONCURRENT RESOLUTION REQUESTING THAT THE BOARD AND DEPARTMENT OF EDUCATION CLARIFY HOW THE I.D.E.A. MANDATE OF ‘FREE APPROPRIATE PUBLIC EDUCATION’ FOR SPECIAL EDUCATION STUDENTS IS BEING IMPLEMENTED IN THE STATE AND THAT THE LEGISLATIVE REFERENCE BUREAU CONDUCT A COMPARATIVE STUDY OF COSTS AND FEES CHARGED BY SCHOOL DISTRICTS.”

Offered by: Senators Sakamoto, Hooser, Nishihara, Kim, Hogue.

No. 177 “SENATE CONCURRENT RESOLUTION REQUESTING THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE SENATE TO CONVENE A JOINT LEGISLATIVE SUBCOMMITTEE TO ORGANIZE A HAWAII STATE PRAYER BREAKFAST.”

Offered by: Senator Sakamoto.

No. 178 “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY TO DETERMINE THE MULTIPLIER EFFECT OF THE AGRICULTURAL INDUSTRY IN HAWAII’S ECONOMY.”

Offered by: Senator Tsutsui.

No. 179 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO DETERMINE THE FEASIBILITY OF RETURNING THE KAPALUA-WEST MAUI AIRPORT TO PRIVATE OPERATION.”

Offered by: Senator Tsutsui.

No. 180 “SENATE CONCURRENT RESOLUTION REQUESTING THAT THE SUPERINTENDENT OF EDUCATION CONDUCT AN IMMEDIATE INTERNAL REVIEW OF ‘ALTERNATE LUNCH’ SERVICE IN HAWAII SCHOOLS.”

Offered by: Senators Tsutsui, English, Baker.

No. 181 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO MAKE EXPEDITION OF THE COMPLETION OF THE PAIA BYPASS PROJECT A TOP PRIORITY."

Offered by: Senators Tsutsui, English, Baker.

No. 182 "SENATE CONCURRENT RESOLUTION EXPRESSING LEGISLATIVE SUPPORT FOR THE HAWAII ATHLETIC TRAINERS' ASSOCIATION AND THE NATIONAL ATHLETIC TRAINERS' ASSOCIATION."

Offered by: Senators Tsutsui, Sakamoto, Hooser.

No. 183 "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES TO IMPOSE A MORATORIUM ON THE DISPOSITION OF PUBLIC LAND IN FEE SIMPLE UNTIL 2010."

Offered by: Senator Hooser.

No. 184 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO INCLUDE THE USE OF BIOREMEDIATION METHODS TO PREVENT AND MITIGATE POLLUTION IN ITS BEST MANAGEMENT PRACTICES AND PROGRAMS."

Offered by: Senator Hooser.

No. 185 "SENATE CONCURRENT RESOLUTION URGING THE COUNTIES TO REQUIRE PERVIOUS PAVEMENT TO BE USED TO PAVE SIDEWALKS, DRIVEWAYS, AND ROADS FOR NEW RESIDENTIAL, COMMERCIAL, AND PUBLIC CONSTRUCTION PROJECTS."

Offered by: Senator Hooser.

No. 186 "SENATE CONCURRENT RESOLUTION REQUESTING THE COUNTIES TO REQUIRE ALL NEW RESIDENTIAL AND COMMERCIAL DEVELOPMENTS BE EQUIPPED WITH WATER CONSERVATION DEVICES."

Offered by: Senator Hooser.

No. 187 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A COMPREHENSIVE MANAGEMENT AUDIT OF THE CABLE TELEVISION DIVISION OF THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS."

Offered by: Senators Tsutsui, Hooser, Kim.

No. 188 "SENATE CONCURRENT RESOLUTION URGING THE STATE AND THE HAWAII HEALTH SYSTEMS CORPORATION TO ENTER INTO A LEASE/PURCHASE AGREEMENT FOR A NEW PARKING STRUCTURE FOR MAUI MEMORIAL MEDICAL CENTER TO BE FUNDED BY THE ISSUANCE OF CERTIFICATES OF PARTICIPATION."

Offered by: Senator Tsutsui.

No. 189 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO INVESTIGATE AND ASSESS LAWS AFFECTING AT-RISK YOUTH."

Offered by: Senator Tsutsui.

No. 190 "SENATE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO POST ON THE INTERNET FINANCIAL DISCLOSURE STATEMENTS OF JUSTICES AND JUDGES."

Offered by: Senators Ihara, Espero, Fukunaga, Tsutsui, Nishihara, Trimble, Kim, Baker.

No. 191 "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR, THE COUNTY MAYORS AND COUNTY COUNCILS, WITH THE ASSISTANCE OF THE TAX REVIEW COMMISSION, THE CITY AND COUNTY OF HONOLULU'S TAX POLICY COMMITTEE AND COMPARABLE COMMITTEES OF KAUAI, MAUI, AND HAWAII COUNTIES TO REVIEW THE STATE AND COUNTIES' TAX AND REVENUE SYSTEM."

Offered by: Senator Ihara.

No. 192 "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE PRESIDENT AND UNITED STATES CONGRESS ADOPT THE MILITARY READINESS ENHANCEMENT ACT WHICH INSTITUTES A POLICY OF NONDISCRIMINATION BASED UPON SEXUAL ORIENTATION, AND REPEAL THE 'DON'T ASK, DON'T TELL' POLICY."

Offered by: Senator Ihara.

No. 193 "SENATE CONCURRENT RESOLUTION CALLING UPON THE GOVERNOR OF HAWAII TO TAKE STEPS TO WITHDRAW THE HAWAII ARMY AND AIR NATIONAL GUARD TROOPS FROM IRAQ."

Offered by: Senator Ihara.

No. 194 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO INSTALL A LIGHTED CROSSWALK ON KAMEHAMEHA HIGHWAY IN KANEOHE, OAHU, AT THE CROSSWALK BETWEEN LILIPUNA ROAD AND MEHANA STREET."

Offered by: Senator Hee.

No. 195 "SENATE CONCURRENT RESOLUTION REQUESTING THE HONOLULU BOARD OF WATER SUPPLY OF THE CITY AND COUNTY OF HONOLULU TO WORK WITH THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII ON THE REPLACEMENT OF THE WAIHAOLE VALLEY WATER SYSTEM AND FOR THE BOARD OF WATER SUPPLY TO ACCEPT DEDICATION OF THE UPGRADED WATER SYSTEM."

Offered by: Senator Hee.

No. 196 "SENATE CONCURRENT RESOLUTION CALLING FOR THE RIGOROUS REEXAMINATION OF THE DEVELOPMENT EXPANSION PLAN AT TURTLE BAY RESORT DUE TO THE PASSAGE OF TIME AND CHANGED CONDITIONS OF THE NORTH SHORE AND THE ISLAND OF OAHU."

Offered by: Senators Hee, Kokubun, Chun Oakland, Kanno, Hooser, Hemmings, Ige, Fukunaga, Espero, Hogue, Taniguchi, Inouye, Menor, Whalen, Baker, Tsutsui, Sakamoto, Trimble, Nishihara, English, Ihara, Hanabusa, Kim, Slom.

No. 197 "SENATE CONCURRENT RESOLUTION REQUESTING THE CHAIRPERSON OF THE BOARD OF LAND AND NATURAL RESOURCES TO CONDUCT A STUDY OF ALL STREAMS AND DRAINAGE CHANNELS IN THE STATE OF HAWAII."

Offered by: Senators Hee, Hooser, Sakamoto, Tsutsui.

No. 198 "SENATE CONCURRENT RESOLUTION URGING THE BOARD OF EDUCATION TO CREATE A SEPARATE OFFICE OF HAWAIIAN LANGUAGE MEDIUM EDUCATION FOR THE DIRECTION AND CONTROL OF THE PROGRAM AND TO COLLABORATE WITH THE HAWAIIAN LANGUAGE COLLEGE, KA HAKA 'ULA O KE'ELIKŌLANI, UNIVERSITY OF HAWAII AT HILO TO ADDRESS HAWAIIAN LANGUAGE MEDIUM EDUCATION."

Offered by: Senators Hee, English, Inouye, Espero, Hanabusa.

No. 199 "SENATE CONCURRENT RESOLUTION REQUESTING THE COLLEGE OF HAWAIIAN LANGUAGE AT THE UNIVERSITY OF HAWAII AT HILO TO WORK WITH APPROPRIATE GOVERNMENT OFFICES TO DEVELOP A PLAN TO PROMOTE THE HAWAIIAN LANGUAGE IN ALL STATE AND COUNTY GOVERNMENT OFFICES."

Offered by: Senators Hee, English, Inouye, Espero, Hanabusa.

No. 200 "SENATE CONCURRENT RESOLUTION REQUESTING SUPPORT FOR THE UNIVERSITY OF HAWAII'S CENTER ON AGING, RESEARCH, AND EDUCATION."

Offered by: Senators Hee, Espero, Ige, Inouye, Fukunaga, English, Hanabusa.

No. 201 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REQUIRE SIGN LANGUAGE TRAINING FOR SPECIAL EDUCATION PROVIDERS."

Offered by: Senators Hee, Ige, Inouye, Espero, Hanabusa.

No. 202 "SENATE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL TO ANALYZE EXISTING LAW TO IDENTIFY ANY IMPEDIMENT TO THE DEPARTMENT OF TAXATION'S IMPLEMENTING THE COLLECTION OF THE COUNTY SURCHARGE BY JANUARY 1, 2007 AND REQUESTING THE DEPARTMENT OF TAXATION TO ESTABLISH A PLAN TO IMPLEMENT THE ADMINISTRATION AND COLLECTION OF A COUNTY SURCHARGE ON THE STATE GENERAL EXCISE TAX TO FUND COUNTY MASS TRANSPORTATION PROJECTS ON JANUARY 1, 2007."

Offered by: Senators Ige, Fukunaga.

No. 203 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION, DEPARTMENT OF HEALTH, AND DEPARTMENT OF HUMAN SERVICES TO IMPLEMENT A PUBLIC-PRIVATE PARTNERSHIP PILOT PROJECT WITH THE STUDENT FUTURE AWARENESS PROGRAM TO PROVIDE EARLY INTERVENTION SERVICES TO MINIMIZE DRUG USE,

GANG ACTIVITY, AND VIOLENCE AMONG HAWAII'S SCHOOL-AGE YOUTH."

Offered by: Senators Chun Oakland, Ige, Nishihara, Kanno, Hemmings, Hogue, Sakamoto.

No. 204 "SENATE CONCURRENT RESOLUTION RECOGNIZING MARCH AS CAREGIVERS' MONTH IN HAWAII."

Offered by: Senators Chun Oakland, Baker, English, Tsutsui, Inouye, Ige, Nishihara, Taniguchi, Hooser, Trimble, Sakamoto.

No. 205 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO CONDUCT A STUDY ON THE EXCLUSION OF DOMESTIC SERVICES, AUTHORIZED AND SUBSIDIZED BY THE DEPARTMENT OF HUMAN SERVICES, FROM THE STATE EMPLOYMENT SECURITY LAW, WORKERS' COMPENSATION LAW, TEMPORARY DISABILITY INSURANCE LAW, AND THE PREPAID HEALTH CARE LAW."

Offered by: Senator Chun Oakland.

No. 206 "SENATE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO ESTABLISH AN APPROPRIATE FEE FOR COURT-ORDERED FORENSIC EVALUATIONS AND TO PROVIDE COPIES OF THE EXAMINATION REPORTS TO THE DEPARTMENT OF HEALTH."

Offered by: Senator Chun Oakland.

No. 207 "SENATE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO DEVELOP AN INTERNATIONAL LANGUAGE IMMERSION MAGNET SCHOOL ON OAHU."

Offered by: Senators Chun Oakland, Trimble, Sakamoto.

No. 208 "SENATE CONCURRENT RESOLUTION REQUESTING COMPLIANCE WITH TITLE VI OF THE CIVIL RIGHTS ACT OF 1964."

Offered by: Senators Chun Oakland, English.

No. 209 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF HEALTH TO REPORT TO THE LEGISLATURE ON THE STATUS OF THE PARTS B AND C FORMULA GRANT AWARD APPLICATION PACKAGES FOR 2006 UNDER THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT."

Offered by: Senators Chun Oakland, Trimble, Sakamoto.

No. 210 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO FACILITATE AN AUDIT OF EACH AGENCY THAT RECEIVES HEAD START FUNDING FROM THE STATE."

Offered by: Senator Chun Oakland.

No. 211 "SENATE CONCURRENT RESOLUTION SUPPORTING A FOUR-YEAR DEGREE PROGRAM IN

HISTORIC PRESERVATION AT THE UNIVERSITY OF HAWAII.”

Offered by: Senator Chun Oakland.

No. 212 “SENATE CONCURRENT RESOLUTION SUPPORTING THE STUDY OF HISTORIC PRESERVATION AT THE LOWER LEVELS OF EDUCATIONAL CURRICULA WITHIN THE STATE OF HAWAII.”

Offered by: Senator Chun Oakland.

No. 213 “SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A TASK FORCE TO CREATE A PRIORITIZED ACTION PLAN FOR PRESERVING ALL BUILDINGS BUILT BEFORE WORLD WAR II THAT ARE CONSIDERED ELIGIBLE FOR THE NATIONAL AND/OR STATE REGISTER OF HISTORIC PLACES.”

Offered by: Senator Chun Oakland.

No. 214 “SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII PUBLIC HOUSING ADMINISTRATION, IN CONSULTATION WITH THE DEPARTMENT OF LAND AND NATURAL RESOURCES, THE DEPARTMENT OF HAWAIIAN HOME LANDS, THE OFFICE OF HAWAIIAN AFFAIRS, THE UNITED STATES ARMED FORCES IN HAWAII, AND THE COUNTIES TO STUDY THE USE OF TRAILER PARKS AS A POSSIBLE OPTION FOR SOLVING HAWAII’S AFFORDABLE HOUSING CRISIS.”

Offered by: Senators Chun Oakland, Baker, Ige, Fukunaga.

No. 215 “SENATE CONCURRENT RESOLUTION ESTABLISHING A FORENSIC MENTAL HEALTH COMMISSION TO STUDY THE INTERACTION BETWEEN THE MENTAL HEALTH AND PUBLIC SAFETY SYSTEMS IN HAWAII WITH RESPECT TO INDIVIDUALS WITH MENTAL ILLNESS.”

Offered by: Senators Chun Oakland, Hanabusa, Baker, Whalen, Ige, Fukunaga.

No. 216 “SENATE CONCURRENT RESOLUTION CREATING A LEGISLATIVE TASK FORCE TO MAKE RECOMMENDATIONS FOR STATUTORY ENACTMENT TO ENHANCE TRANSPARENCY IN LEGISLATIVE PROCEEDINGS.”

Offered by: Senators Chun Oakland, Espero, Ihara, Kanno, Hee, Fukunaga, Baker.

No. 217 “SENATE CONCURRENT RESOLUTION REQUESTING THE COUNTIES TO ADOPT AN ORDINANCE TO PARTICIPATE IN THE NATIONAL FLOOD INSURANCE PROGRAM COMMUNITY RATING SYSTEM TO OBTAIN MONETARY DISCOUNTS IN PURCHASING FLOOD INSURANCE.”

Offered by: Senators Sakamoto, Inouye, Espero, Nishihara, Tsutsui, Chun Oakland, Fukunaga, Baker.

No. 218 “SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON CREATING CONTRIBUTORY AFFORDABLE HOUSING SOLUTIONS THROUGH MANDATED STATE SPECIAL ASSESSMENTS AGAINST REAL PROPERTY AND IMPROVEMENTS

THAT ACCRUE TO COMMERCIAL AND INDUSTRIAL LESSORS THROUGH THE EXERCISE OF FULL-TERM EXPIRATORY REVERSION CLAUSES IN GROUND LEASE CONTRACTS ENTERED INTO AFTER DECEMBER 31, 1963.”

Offered by: Senators Chun Oakland, Baker, Ige, Fukunaga.

No. 219 “SENATE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO ASSESS THE FAMILY COURT SERVICES AND PROCESSES.”

Offered by: Senators Chun Oakland, Fukunaga, Ige, Nishihara.

No. 220 “SENATE CONCURRENT RESOLUTION REQUESTING THAT SIGN LANGUAGE INSTRUCTION BE COORDINATED.”

Offered by: Senator Chun Oakland.

No. 221 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE POSSIBILITY OF THE STATE DEVELOPING AND OPERATING MANUFACTURED-HOUSING PARKS TO HELP ALLEVIATE HAWAII’S AFFORDABLE HOUSING CRISIS.”

Offered by: Senator Chun Oakland.

No. 222 “SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CREATE A HAWAII STATE HISTORY MUSEUM.”

Offered by: Senator Chun Oakland.

No. 223 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP AGE-APPROPRIATE STANDARDS FOR PRESCHOOL AGE CHILDREN WITH SPECIAL NEEDS.”

Offered by: Senator Chun Oakland.

No. 224 “SENATE CONCURRENT RESOLUTION REQUESTING LOCAL HOSPITALS TO SPONSOR OUT-OF-STATE PHYSICIANS.”

Offered by: Senator Chun Oakland.

No. 225 “SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY OF HEALTH INSURANCE COVERAGE FOR NATUROPATHY AND ALTERNATIVE HEALTH CARE IN ALL FIFTY STATES.”

Offered by: Senators Chun Oakland, English, Sakamoto.

No. 226 “SENATE CONCURRENT RESOLUTION REQUESTING THAT THE LEGISLATIVE REFERENCE BUREAU STUDY THE CONSTITUTIONALITY, LEGALITY, AND EFFECTIVENESS OF RENT CONTROL IN JURISDICTIONS WHERE RENT CONTROL HAS BEEN ESTABLISHED.”

Offered by: Senators Chun Oakland, Kanno, Ihara, Hee.

No. 227 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN AUDIT TO DETERMINE WHETHER FUNDS ALLOCATED FROM THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND TO THE UNIVERSITY REVENUE-UNDERTAKINGS FUND HAVE BEEN APPROPRIATELY EXPENDED."

Offered by: Senators Chun Oakland, Trimble, Sakamoto.

No. 228 "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO APPROVE LEGISLATION REQUIRING THE UNITED STATES POSTAL SERVICE TO PROVIDE MAIL RECIPIENTS THE OPTION OF BEING INCLUDED ON A LIST OF THOSE NOT WISHING TO RECEIVE ANY UNSOLICITED COMMERCIAL MAIL."

Offered by: Senator Chun Oakland.

No. 229 "SENATE CONCURRENT RESOLUTION URGING THE ADOPTION OF THE UNITED NATIONS' CONVENTION ON THE RIGHTS OF THE CHILD."

Offered by: Senator Chun Oakland.

No. 230 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH, MATERNAL AND CHILD HEALTH BRANCH TO STUDY THE ROLE OF GESTATIONAL ENVIRONMENTS, GENTLE BIRTHING PRACTICES, ADULT WELLNESS EDUCATION, DOMESTIC HARMONY AWARENESS, AND APPROPRIATE AND SUFFICIENT TOUCH AND THEIR CONNECTION TO PUBLIC POLICY CONCERNS SUCH AS SUBSTANCE ABUSE, ALCOHOLISM, AND DOMESTIC VIOLENCE."

Offered by: Senator Chun Oakland.

No. 231 "SENATE CONCURRENT RESOLUTION SUPPORTING THE CHIEF JUSTICE'S CONTINUING EFFORTS TO INVOLVE THE COMMUNITY IN EVALUATING JUDICIAL SERVICES, AND ENCOURAGING THE JUDICIARY TO INCORPORATE ADDITIONAL METHODS TO INVOLVE THE COMMUNITY IN DEVELOPING AND IMPLEMENTING ITS PROGRAMS AND SERVICES."

Offered by: Senators Chun Oakland, Fukunaga, Baker, Ige.

No. 232 "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE UNIVERSITY OF HAWAII STUDY THE COST AND FEASIBILITY OF USING AVATAR TECHNOLOGY TO DEVELOP LAPTOP COMPUTERS FOR INSTANTANEOUS TRANSLATION AND INTERPRETATION SYSTEMS FOR THE DEAF AND HEARING-IMPAIRED."

Offered by: Senators Chun Oakland, Ihara, Ige, Hee, Fukunaga, Baker.

No. 233 "SENATE CONCURRENT RESOLUTION REQUESTING THE MILITARY TO MAP AND MONITOR ALL MUNITION DUMPSITES OFF HAWAIIAN SHORES."

Offered by: Senators Sakamoto, Kokubun, Nishihara, Tsutsui, Chun Oakland, Baker.

SENATE RESOLUTIONS

Senate Resolution

No. 75 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY AND THE DEPARTMENT OF AGRICULTURE TO CONDUCT A FEASIBILITY STUDY ON SELLING THE LAND COMPRISING THE OAHU COMMUNITY CORRECTIONAL FACILITY ON KAMEHAMEHA HIGHWAY AND MOVING TO THE SITE OF THE ANIMAL QUARANTINE CENTER IN HALAWA OR ADJACENT STATE LAND NEAR THE CURRENT HALAWA CORRECTIONAL FACILITY."

Offered by: Senators Kim, Hanabusa, Sakamoto, Chun Oakland, Nishihara, Slom, Baker, Taniguchi, Hogue, Espero, Hemmings, Hee, Kokubun, Fukunaga.

No. 76 "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY OF DIFFERENT WAGE CLASSES AND MEDICAL BENEFITS FOR LONG-TERM AND SHORT-TERM PUBLIC SCHOOL SUBSTITUTES, AND OF THE NEED FOR A COLLECTIVE BARGAINING UNIT OR UNION FOR SUBSTITUTE TEACHERS."

Offered by: Senators Nishihara, English, Kokubun, Kim.

No. 77 "SENATE RESOLUTION REQUESTING THE COOPERATION FROM THE LEGISLATURE AND THE DEPARTMENT OF HEALTH TO FACILITATE THE DEVELOPMENT OF A REGIONAL HEALTH INFORMATION ORGANIZATION IN HAWAII."

Offered by: Senators Fukunaga, Baker.

No. 78 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO FORM A TASK FORCE TO RECOMMEND SOLUTIONS TO ABATE AND PREVENT THE ACCUMULATION OF SEDIMENT IN WAILOA RIVER AND HILO BAY."

Offered by: Senators Inouye, Kanno, Slom, Espero.

No. 79 "SENATE RESOLUTION ESTABLISHING A SENATE SPECIAL COMMITTEE TO MAKE RECOMMENDATIONS ON THE APPROPRIATE LEASE RENT FOR THE MAUNA KEA SUMMIT LANDS."

Offered by: Senators Inouye, Hee.

No. 80 "SENATE RESOLUTION REQUESTING THE CHAMBER OF COMMERCE OF HAWAII TO CONVENE A GROUP OF INTERESTED STAKEHOLDERS TO INVESTIGATE AND RECOMMEND WAYS THAT HAWAII CAN ACHIEVE GREATER ECONOMIC INDEPENDENCE."

Offered by: Senators English, Nishihara, Kokubun, Ige, Slom, Fukunaga, Hanabusa, Kim, Menor.

No. 81 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF BUDGET AND FINANCE TO CONVENE A HAWAIIAN LANGUAGE TASK FORCE."

Offered by: Senators English, Nishihara, Kokubun, Ige, Slom, Kim, Hanabusa, Menor, Fukunaga.

No. 82 "SENATE RESOLUTION URGING THE DESIGNATION OF `AWA AS THE OFFICIAL STATE BEVERAGE."

Offered by: Senators English, Hee, Nishihara, Kokubun, Ige, Slom, Kim, Menor, Fukunaga.

No. 83 "SENATE RESOLUTION URGING THE OFFICE OF HAWAIIAN AFFAIRS TO CONVENE A TASK FORCE TO CONSIDER THE MERITS OF CREATING A MONUMENT TO THE CITIZENS OF THE KINGDOM OF HAWAII IN COLLABORATION WITH HAWAIIAN ORGANIZATIONS, RESPECTED KUPUNA IN THE HAWAIIAN COMMUNITY, AND THE DEPARTMENT OF LAND AND NATURAL RESOURCES."

Offered by: Senator Hanabusa, by request.

No. 84 "SENATE RESOLUTION REQUESTING THE ESTABLISHMENT OF A TEMPORARY ADVISORY COMMISSION ON BIOLOGICAL DIVERSITY."

Offered by: Senators Hanabusa, Slom, Fukunaga, Nishihara.

No. 85 "SENATE RESOLUTION ENCOURAGING THE ENTRANCE OF MEN INTO THE NURSING FIELD."

Offered by: Senators Espero, Chun Oakland, Baker, Inouye, Fukunaga, Tsutsui, English.

No. 86 "SENATE RESOLUTION REQUESTING THE COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES OF THE UNIVERSITY OF HAWAII AT MANOA TO STUDY THE FEASIBILITY OF MANDATED OR INCENTIVE BASED VOLUNTARY ROOFTOP LANDSCAPING AND AGRICULTURE IN URBAN DISTRICTS."

Offered by: Senators Taniguchi, Kokubun, English, Hanabusa, Hee, Ige.

No. 87 "SENATE RESOLUTION REQUESTING LEAHI HOSPITAL TO DEVELOP A MASTER PLAN AND FINANCIAL FEASIBILITY REPORT FOR ITS EXISTING CAMPUS THAT WILL TAKE ADVANTAGE OF ITS UNIQUE LOCATION AND RELATIONSHIPS IN EAST HONOLULU."

Offered by: Senator Bunda.

No. 88 "SENATE RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO MAINTAIN THE CURRENT ZONING OF A ONE HUNDRED SEVENTY-TWO ACRE PARCEL OF REAL PROPERTY IN ROYAL KUNIA FOR THE ESTABLISHMENT OF A PARK, GOLF COURSE, OR CONTINUED USE AS OPEN SPACE."

Offered by: Senators Kanno, Menor, Espero, Nishihara, Sakamoto, Kokubun, Inouye, Fukunaga, Chun Oakland.

No. 89 "SENATE RESOLUTION URGING THE DEVELOPMENT OF A LONG-TERM CARE INFRASTRUCTURE PLAN FOR HAWAII TO ENSURE PUBLIC SAFETY WHILE SUPPORTING AGING IN PLACE."

Offered by: Senators Baker, Chun Oakland, Fukunaga, Espero, Ihara.

No. 90 "SENATE RESOLUTION URGING THE NATIONAL COUNCIL OF STATE BOARDS OF NURSING TO CONDUCT THE NATIONAL COUNCIL LICENSURE EXAMINATION IN THE CITY OF MANILA IN THE REPUBLIC OF THE PHILIPPINES."

Offered by: Senators Baker, Chun Oakland, Espero, Menor.

No. 91 "SENATE RESOLUTION REQUESTING THAT THE FEDERAL GOVERNMENT ALLOW NATIONAL GUARD MEMBERS AND MILITARY RESERVISTS WITH TWENTY OR MORE YEARS OF SERVICE TO RETIRE WITH FULL RETIREMENT BENEFITS."

Offered by: Senators Sakamoto, Kanno, Nishihara, Chun Oakland.

No. 92 "SENATE RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO AUTHORIZE AND APPROPRIATE FUNDS TO ALLOW ALL MEMBERS OF THE ARMED FORCES RESERVE COMPONENT TO ACCESS THE TRICARE PROGRAM."

Offered by: Senators Sakamoto, Kanno, Nishihara, Chun Oakland.

No. 93 "SENATE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO WORK WITH THE SAMUEL MILLS DAMON ESTATE TRUSTEES, MOANALUA GARDENS FOUNDATION, THE TRUST FOR PUBLIC LANDS, THE NATURE CONSERVANCY, AND OFFICE OF HAWAIIAN AFFAIRS TO PURCHASE THE MOANALUA GARDENS."

Offered by: Senators Sakamoto, Kokubun, Chun Oakland, English, Kim, Nishihara.

No. 94 "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION DEVELOP AND IMPLEMENT A STUDENT AND FACULTY EXCHANGE PROGRAM BETWEEN HAWAII AND THE PHILIPPINES."

Offered by: Senators Sakamoto, Nishihara.

No. 95 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO RESEARCH AVENUES OF APPROPRIATE FINANCING FOR CAPITAL IMPROVEMENTS FOR FEDERALLY QUALIFIED HEALTH CENTERS, INCLUDING USE OF REVOLVING LOAN FUNDS."

Offered by: Senator Baker.

No. 96 "SENATE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY OF THE SHORELINE SETBACK REFERENCE LINE."

Offered by: Senators Kokubun, Whalen, Kanno, English, Fukunaga, Hanabusa.

No. 97 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO ESTABLISH AN AGRICULTURAL PESTICIDE DISPOSAL ASSISTANCE PROGRAM."

Offered by: Senators Kokubun, Inouye, Fukunaga, Chun Oakland, Espero, Hee, Hanabusa, Kanno, Trimble, Nishihara, Hemmings, Sakamoto.

No. 98 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO STUDY THE APPLICABILITY AND USE OF THE AGRICULTURAL INCOME CAPITALIZATION APPROACH AND OTHER METHODOLOGIES TO STABILIZE THE REOPENING OF RENTS FOR DEPARTMENT OF AGRICULTURE'S AGRICULTURAL PARKS."

Offered by: Senators Kokubun, Espero, Kanno, Hee, Hanabusa, Nishihara, Hemmings, Sakamoto.

No. 99 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DETERMINE THE FEASIBILITY OF CONTRACTING WITH A PRIVATE NONPROFIT CORPORATION TO MANAGE THE ALA WAI SMALL BOAT HARBOR."

Offered by: Senators Kokubun, Espero, Hee, Hanabusa, Nishihara, Hemmings, Sakamoto.

No. 100 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH USER ADVISORY COMMITTEES FOR THE SMALL BOAT HARBORS."

Offered by: Senators Kokubun, Inouye, Fukunaga, Chun Oakland, Espero, Hee, Hanabusa, Kanno, Nishihara, Hemmings.

No. 101 "SENATE RESOLUTION REQUESTING A STUDY ON ESTABLISHING A HAWAII STATE GEOLOGICAL SURVEY."

Offered by: Senators Kokubun, English, Inouye, Chun Oakland, Hee, Hanabusa, Kanno, Nishihara, Hemmings, Sakamoto.

No. 102 "SENATE RESOLUTION EXPRESSING SUPPORT FOR ULUPALAKUA RANCH FOR THE ENVIRONMENTAL STEWARDSHIP AWARD."

Offered by: Senators Inouye, Tsutsui, Baker.

No. 103 "SENATE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES, UNITED STATES CONGRESS, AND UNITED STATES DEPARTMENT OF EDUCATION TO SUPPORT THE GOALS OF THE NO CHILD LEFT BEHIND ACT (NCLB) BY INCREASING FUNDS FOR FEDERAL EDUCATION INITIATIVES AND AFFORDING MORE FLEXIBILITY TO STATES IN RELATION TO NCLB."

Offered by: Senator Sakamoto.

No. 104 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO STUDY THE AIR COOLING NEEDS OF EACH SCHOOL COMPLEX AND TO REVIEW THE FEASIBILITY OF USING ALTERNATIVE AIR COOLING METHODS SUCH AS FANS, HEAT REDUCTION, INSULATION, AND ENERGY EFFICIENT INDIVIDUAL AIR CONDITIONING WALL UNITS."

Offered by: Senator Sakamoto.

No. 105 "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AND THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO TAKE ALL NECESSARY STEPS TO RELOCATE, IN AN EXPEDITIOUS MANNER, THE PROPOSED NEW CANCER RESEARCH CENTER OF HAWAII FROM THE KAKAOKO DISTRICT OF OAHU TO A SITE NEAR THE CENTER'S

PRESENT LOCATION CLOSE TO THE QUEEN'S HOSPITAL."

Offered by: Senators Trimble, Slom, Hee.

No. 106 "SENATE RESOLUTION ENCOURAGING THE LEGISLATURE, THE ADMINISTRATION, THE UNIVERSITY OF HAWAII, AND HAWAII'S CONGRESSIONAL DELEGATION TO WORK COLLABORATIVELY WITH THE NATIONAL AERONAUTICS AND SPACE ADMINISTRATION, THE JAPAN AEROSPACE EXPLORATION AGENCY, AND OTHER PUBLIC AND PRIVATE AEROSPACE-RELATED AGENCIES AND INSTITUTIONS, TO EXPAND AND DIVERSIFY THE AEROSPACE INDUSTRY THROUGH THE DEVELOPMENT OF THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS."

Offered by: Senator Trimble.

No. 107 "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO SPONSOR A SERIES OF PUBLIC POLICY DIALOGS ON OPEN GOVERNMENT."

Offered by: Senator Ihara.

No. 108 "SENATE RESOLUTION REQUESTING THAT PUBLIC HOUSING TENANTS BE EMPOWERED THROUGH PARTICIPATION IN THE DEMOCRATIC PROCESS."

Offered by: Senator Ihara, by request.

No. 109 "SENATE RESOLUTION CONDEMNING THE GENOCIDE IN WESTERN SUDAN AND URGING CONGRESS WITH THE SUPPORT OF THE PRESIDENT TO ENGAGE THE INTERNATIONAL COMMUNITY TO TAKE ACTION TO PROTECT THE PEOPLE OF DARFUR."

Offered by: Senator Ihara.

No. 110 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO MAINTAIN CURRENT SCIENTIFIC DATA ON COMMUNITY EXPOSURE TO ACTUAL AND POTENTIAL SOURCES OF ENVIRONMENTAL HEALTH HAZARDS."

Offered by: Senator Ihara.

No. 111 "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO COLLABORATE WITH THE DEPARTMENT OF TRANSPORTATION TO PURSUE ON A PRIORITY BASIS THE RELOCATION OF THE UNIVERSITY OF HAWAII MARINE CENTER FROM THE FORMER KAPALAMA MILITARY RESERVATION, HONOLULU HARBOR."

Offered by: Senator Nishihara.

No. 112 "SENATE RESOLUTION SUPPORTING A FAIR AND EQUITABLE CONTRACT FOR UNION WORKERS AT THE HAWAII TRIBUNE-HERALD."

Offered by: Senators Kokubun, Kanno, Fukunaga, Chun Oakland, Espero, Hee, Hanabusa, Nishihara, Hemmings.

No. 113 "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO NAME THE KOMOHANA RESEARCH AND EXTENSION CENTER IN HONOR OF TADASHI HIGAKI."

Offered by: Senators Kokubun, Inouye, Whalen, Kanno, English, Fukunaga, Hanabusa, Taniguchi.

No. 114 "SENATE RESOLUTION REQUESTING THAT THE UNITED STATES HOUSE OF REPRESENTATIVES SUPPORT AND PASS H.R. 4259, THE VETERANS' RIGHT TO KNOW ACT, WHICH CREATES A COMMISSION TO BRING RELIEF TO VETERANS INVOLVED IN PROJECT 112 AND THE SHIPBOARD HAZARD AND DEFENSE PROJECT AND OTHER INCIDENTS OF CHEMICAL OR BIOLOGICAL TESTING."

Offered by: Senators Hooser, Sakamoto.

No. 115 "SENATE RESOLUTION REQUESTING FAVORABLE ACTION ON HAWAII'S APPLICATION TO ESTABLISH A FOREIGN-TRADE ZONE AT THE NATURAL ENERGY LABORATORY OF HAWAII SITE AT KAILUA-KONA ON THE ISLAND OF HAWAII."

Offered by: Senators Inouye, Whalen, Espero.

No. 116 "SENATE RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO DEVELOP AND IMPLEMENT TWO CAPITAL IMPROVEMENT PROJECT PRIORITY LISTS GOING FORWARD TO CORRECT ANY UNFAIR DISTRIBUTION OF FUNDING TO NEWER SCHOOLS."

Offered by: Senators Sakamoto, Nishihara, Chun Oakland, Tsutsui, Hogue, Kim.

No. 117 "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION DETERMINE A SET OF BENCHMARK INDICATORS TO EVALUATE STUDENT ACHIEVEMENT SINCE THE IMPLEMENTATION OF ACT 51."

Offered by: Senators Sakamoto, Nishihara, Chun Oakland.

No. 118 "SENATE RESOLUTION URGING THE UNIVERSITY OF HAWAII TO SPEEDILY REBUILD A SCHOOL OF GLOBAL AND PUBLIC HEALTH."

Offered by: Senator Sakamoto.

No. 119 "SENATE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY TO DETERMINE THE MULTIPLIER EFFECT OF THE AGRICULTURAL INDUSTRY IN HAWAII'S ECONOMY."

Offered by: Senator Tsutsui.

No. 120 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO DETERMINE THE FEASIBILITY OF RETURNING THE KAPALUA-WEST MAUI AIRPORT TO PRIVATE OPERATION."

Offered by: Senator Tsutsui.

No. 121 "SENATE RESOLUTION REQUESTING THAT THE SUPERINTENDENT OF EDUCATION CONDUCT AN IMMEDIATE INTERNAL REVIEW OF 'ALTERNATE LUNCH' SERVICE IN HAWAII SCHOOLS."

Offered by: Senators Tsutsui, English, Baker.

No. 122 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO MAKE

EXPEDITION OF THE COMPLETION OF THE PAIA BYPASS PROJECT A TOP PRIORITY."

Offered by: Senators Tsutsui, English, Baker.

No. 123 "SENATE RESOLUTION EXPRESSING LEGISLATIVE SUPPORT FOR THE HAWAII ATHLETIC TRAINERS' ASSOCIATION AND THE NATIONAL ATHLETIC TRAINERS' ASSOCIATION."

Offered by: Senators Tsutsui, Sakamoto, Hooser.

No. 124 "SENATE RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES TO IMPOSE A MORATORIUM ON THE DISPOSITION OF PUBLIC LAND IN FEE SIMPLE UNTIL 2010."

Offered by: Senator Hooser.

No. 125 "SENATE RESOLUTION REQUESTING THE JUDICIARY TO POST ON THE INTERNET FINANCIAL DISCLOSURE STATEMENTS OF JUSTICES AND JUDGES."

Offered by: Senators Ihara, Espero, Fukunaga, Tsutsui, Nishihara, Trimble, Kim, Baker.

No. 126 "SENATE RESOLUTION REQUESTING THE GOVERNOR, THE COUNTY MAYORS AND COUNTY COUNCILS, WITH THE ASSISTANCE OF THE TAX REVIEW COMMISSION, THE CITY AND COUNTY OF HONOLULU'S TAX POLICY COMMITTEE AND COMPARABLE COMMITTEES OF KAUAI, MAUI, AND HAWAII COUNTIES TO REVIEW THE STATE AND COUNTIES' TAX AND REVENUE SYSTEM."

Offered by: Senator Ihara.

No. 127 "SENATE RESOLUTION REQUESTING THAT THE PRESIDENT AND UNITED STATES CONGRESS ADOPT THE MILITARY READINESS ENHANCEMENT ACT WHICH INSTITUTES A POLICY OF NONDISCRIMINATION BASED UPON SEXUAL ORIENTATION, AND REPEAL THE 'DON'T ASK, DON'T TELL' POLICY."

Offered by: Senator Ihara.

No. 128 "SENATE RESOLUTION CALLING UPON THE GOVERNOR OF HAWAII TO TAKE STEPS TO WITHDRAW THE HAWAII ARMY AND AIR NATIONAL GUARD TROOPS FROM IRAQ."

Offered by: Senator Ihara.

No. 129 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO INSTALL A LIGHTED CROSSWALK ON KAMEHAMEHA HIGHWAY IN KANEHOE, OAHU, AT THE CROSSWALK BETWEEN LILIPUNA ROAD AND MEHANA STREET."

Offered by: Senator Hee.

No. 130 "SENATE RESOLUTION REQUESTING THE HONOLULU BOARD OF WATER SUPPLY OF THE CITY AND COUNTY OF HONOLULU TO WORK WITH THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII ON THE REPLACEMENT OF THE WAIHOLE VALLEY WATER SYSTEM AND FOR THE BOARD OF WATER SUPPLY TO ACCEPT DEDICATION OF THE UPGRADED WATER SYSTEM."

- Offered by: Senator Hee.
- No. 131 "SENATE RESOLUTION CALLING FOR THE RIGOROUS REEXAMINATION OF THE DEVELOPMENT EXPANSION PLAN AT TURTLE BAY RESORT DUE TO THE PASSAGE OF TIME AND CHANGED CONDITIONS OF THE NORTH SHORE AND THE ISLAND OF OAHU."
- Offered by: Senators Hee, Hooser, Chun Oakland, Nishihara, Tsutsui, Espero, Fukunaga, Baker, Ihara, Sakamoto, Trimble, Kim, Kokubun.
- No. 132 "SENATE RESOLUTION REQUESTING THE CHAIRPERSON OF THE BOARD OF LAND AND NATURAL RESOURCES TO CONDUCT A STUDY OF ALL STREAMS AND DRAINAGE CHANNELS IN THE STATE OF HAWAII."
- Offered by: Senators Hee, Hooser, Sakamoto, Tsutsui.
- No. 133 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION, DEPARTMENT OF HEALTH, AND DEPARTMENT OF HUMAN SERVICES TO IMPLEMENT A PUBLIC-PRIVATE PARTNERSHIP PILOT PROJECT WITH THE STUDENT FUTURE AWARENESS PROGRAM TO PROVIDE EARLY INTERVENTION SERVICES TO MINIMIZE DRUG USE, GANG ACTIVITY, AND VIOLENCE AMONG HAWAII'S SCHOOL-AGE YOUTH."
- Offered by: Senators Chun Oakland, Ige, Nishihara, Kanno, Hemmings, Hogue, Sakamoto.
- No. 134 "SENATE RESOLUTION RECOGNIZING MARCH AS CAREGIVERS' MONTH IN HAWAII."
- Offered by: Senators Chun Oakland, Baker, English, Tsutsui, Inouye, Ige, Nishihara, Hooser, Trimble, Sakamoto.
- No. 135 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO CONDUCT A STUDY ON THE EXCLUSION OF DOMESTIC SERVICES, AUTHORIZED AND SUBSIDIZED BY THE DEPARTMENT OF HUMAN SERVICES, FROM THE STATE EMPLOYMENT SECURITY LAW, WORKERS' COMPENSATION LAW, TEMPORARY DISABILITY INSURANCE LAW, AND THE PREPAID HEALTH CARE LAW."
- Offered by: Senator Chun Oakland.
- No. 136 "SENATE RESOLUTION REQUESTING THE JUDICIARY TO ESTABLISH AN APPROPRIATE FEE FOR COURT-ORDERED FORENSIC EVALUATIONS AND TO PROVIDE COPIES OF THE EXAMINATION REPORTS TO THE DEPARTMENT OF HEALTH."
- Offered by: Senator Chun Oakland.
- No. 137 "SENATE RESOLUTION ESTABLISHING A TASK FORCE TO DEVELOP AN INTERNATIONAL LANGUAGE IMMERSION MAGNET SCHOOL ON OAHU."
- Offered by: Senators Chun Oakland, Trimble, Sakamoto.
- No. 138 "SENATE RESOLUTION REQUESTING COMPLIANCE WITH TITLE VI OF THE CIVIL RIGHTS ACT OF 1964."
- Offered by: Senators Chun Oakland, English.
- No. 139 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF HEALTH TO REPORT TO THE LEGISLATURE ON THE STATUS OF THE PARTS B AND C FORMULA GRANT AWARD APPLICATION PACKAGES FOR 2006 UNDER THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT."
- Offered by: Senators Chun Oakland, Trimble, Sakamoto.
- No. 140 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO FACILITATE AN AUDIT OF EACH AGENCY THAT RECEIVES HEAD START FUNDING FROM THE STATE."
- Offered by: Senator Chun Oakland.
- No. 141 "SENATE RESOLUTION SUPPORTING A FOUR-YEAR DEGREE PROGRAM IN HISTORIC PRESERVATION AT THE UNIVERSITY OF HAWAII."
- Offered by: Senator Chun Oakland.
- No. 142 "SENATE RESOLUTION SUPPORTING THE STUDY OF HISTORIC PRESERVATION AT THE LOWER LEVELS OF EDUCATIONAL CURRICULA WITHIN THE STATE OF HAWAII."
- Offered by: Senator Chun Oakland.
- No. 143 "SENATE RESOLUTION REQUESTING THE FORMATION OF A TASK FORCE TO CREATE A PRIORITIZED ACTION PLAN FOR PRESERVING ALL BUILDINGS BUILT BEFORE WORLD WAR II THAT ARE CONSIDERED ELIGIBLE FOR THE NATIONAL AND/OR STATE REGISTER OF HISTORIC PLACES."
- Offered by: Senator Chun Oakland.
- No. 144 "SENATE RESOLUTION REQUESTING THE HAWAII PUBLIC HOUSING ADMINISTRATION, IN CONSULTATION WITH THE DEPARTMENT OF LAND AND NATURAL RESOURCES, THE DEPARTMENT OF HAWAIIAN HOME LANDS, THE OFFICE OF HAWAIIAN AFFAIRS, THE UNITED STATES ARMED FORCES IN HAWAII, AND THE COUNTIES TO STUDY THE USE OF TRAILER PARKS AS A POSSIBLE OPTION FOR SOLVING HAWAII'S AFFORDABLE HOUSING CRISIS."
- Offered by: Senators Chun Oakland, Baker, Ige, Fukunaga.
- No. 145 "SENATE RESOLUTION ESTABLISHING A FORENSIC MENTAL HEALTH COMMISSION TO STUDY THE INTERACTION BETWEEN THE MENTAL HEALTH AND PUBLIC SAFETY SYSTEMS IN HAWAII WITH RESPECT TO INDIVIDUALS WITH MENTAL ILLNESS."
- Offered by: Senators Chun Oakland, Hanabusa, Baker, Whalen, Ige, Fukunaga.
- No. 146 "SENATE RESOLUTION CREATING A LEGISLATIVE TASK FORCE TO MAKE RECOMMENDATIONS FOR STATUTORY ENACTMENT TO ENHANCE TRANSPARENCY IN LEGISLATIVE PROCEEDINGS."

Offered by: Senators Chun Oakland, Espero, Ihara, Kanno, Hee, Ige, Fukunaga, Baker.

No. 147 "SENATE RESOLUTION REQUESTING THE COUNTIES TO ADOPT AN ORDINANCE TO PARTICIPATE IN THE NATIONAL FLOOD INSURANCE PROGRAM COMMUNITY RATING SYSTEM TO OBTAIN MONETARY DISCOUNTS IN PURCHASING FLOOD INSURANCE."

Offered by: Senators Sakamoto, Inouye, Espero, Nishihara, Tsutsui, Chun Oakland, Fukunaga, Baker.

No. 148 "SENATE RESOLUTION REQUESTING A STUDY ON CREATING CONTRIBUTORY AFFORDABLE HOUSING SOLUTIONS THROUGH MANDATED STATE SPECIAL ASSESSMENTS AGAINST REAL PROPERTY AND IMPROVEMENTS THAT ACCRUE TO COMMERCIAL AND INDUSTRIAL LESSORS THROUGH THE EXERCISE OF FULL-TERM EXPIRATORY REVERSION CLAUSES IN GROUND LEASE CONTRACTS ENTERED INTO AFTER DECEMBER 31, 1963."

Offered by: Senators Chun Oakland, Baker, Ige, Fukunaga.

No. 149 "SENATE RESOLUTION REQUESTING THE JUDICIARY TO ASSESS THE FAMILY COURT SERVICES AND PROCESSES."

Offered by: Senators Chun Oakland, Fukunaga, Ige, Nishihara.

No. 150 "SENATE RESOLUTION REQUESTING THAT SIGN LANGUAGE INSTRUCTION BE COORDINATED."

Offered by: Senator Chun Oakland.

No. 151 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE POSSIBILITY OF THE STATE DEVELOPING AND OPERATING MANUFACTURED-HOUSING PARKS TO HELP ALLEVIATE HAWAII'S AFFORDABLE HOUSING CRISIS."

Offered by: Senator Chun Oakland.

No. 152 "SENATE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CREATE A HAWAII STATE HISTORY MUSEUM."

Offered by: Senator Chun Oakland.

No. 153 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP AGE-APPROPRIATE STANDARDS FOR PRESCHOOL AGE CHILDREN WITH SPECIAL NEEDS."

Offered by: Senator Chun Oakland.

No. 154 "SENATE RESOLUTION REQUESTING LOCAL HOSPITALS TO SPONSOR OUT-OF-STATE PHYSICIANS."

Offered by: Senator Chun Oakland.

No. 155 "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY OF HEALTH INSURANCE COVERAGE FOR

NATUROPATHY AND ALTERNATIVE HEALTH CARE IN ALL FIFTY STATES."

Offered by: Senator Chun Oakland.

No. 156 "SENATE RESOLUTION REQUESTING THAT THE LEGISLATIVE REFERENCE BUREAU STUDY THE CONSTITUTIONALITY, LEGALITY, AND EFFECTIVENESS OF RENT CONTROL IN JURISDICTIONS WHERE RENT CONTROL HAS BEEN ESTABLISHED."

Offered by: Senator Chun Oakland.

No. 157 "SENATE RESOLUTION SUPPORTING, AND REQUESTING ADDITIONAL FINANCIAL SUPPORT OF, HISTORIC PRESERVATION."

Offered by: Senator Chun Oakland.

No. 158 "SENATE RESOLUTION REQUESTING THE JUDICIARY TO ESTABLISH AN APPROPRIATE FEE FOR COURT-ORDERED FORENSIC EVALUATIONS AND TO PROVIDE COPIES OF THE EXAMINATION REPORTS TO THE DEPARTMENT OF HEALTH."

Offered by: Senator Chun Oakland.

No. 159 "SENATE RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO CONVENE A FOCUS GROUP WITH OTHER STAKEHOLDERS TO ASSESS YEARLY SERVICE DELIVERY NEEDS AND LONG-TERM STRATEGIC PLANNING FOR KUPUNA CARE."

Offered by: Senator Chun Oakland.

No. 160 "SENATE RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A WORK-FAMILY TASK FORCE TO REVIEW HAWAII'S WORK-FAMILY LAWS AND POLICIES, AND REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY OTHER STATES' LAWS AND PRACTICES THAT PROMOTE GOOD WORK-FAMILY POLICY."

Offered by: Senators Chun Oakland, Kanno, Hee, Espero, Ihara, Ige, Fukunaga, Baker.

No. 161 "SENATE RESOLUTION SUPPORTING SOCIAL EQUALITY FOR ALL OF HAWAII RESIDENTS."

Offered by: Senators Chun Oakland, Trimble.

No. 162 "SENATE RESOLUTION AMENDING THE RULES OF THE SENATE OF THE TWENTY-THIRD LEGISLATURE OF THE STATE OF HAWAII TO REQUIRE THE USE OF THE LINE ITEM BUDGET FORMAT FOR THE SENATE BUDGET."

Offered by: Senator Kim.

ADJOURNMENT

At 6:00 o'clock p.m., the Senate adjourned until 11:30 o'clock a.m., Thursday, March 16, 2006.

THIRTY-SECOND DAY

Thursday, March 16, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:39 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Sarah Akiona, Office of Senator Suzanne Chun Oakland, after which the Roll was called showing all Senators present.

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

At 11:58 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:07 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 308 and 309) were read by the Clerk and were placed on file:

Gov. Msg. No. 308, dated March 9, 2006, transmitting a Report on the Activities of the Deposit Beverage Container Program, prepared by the Department of Health pursuant to Act 178, Section 16, SLH 2002, and Act 228, Section 2, SLH 2005.

Gov. Msg. No. 309, dated March 10, 2006, transmitting the Department of Agriculture's Annual Report for Fiscal Year 2005.

At 12:07 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:07 o'clock p.m.

STANDING COMMITTEE REPORTS

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2941) recommending that H.B. No. 2215 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 H.B. No. 2215, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS ON PUBLIC PROPERTY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2942) recommending that H.B. No. 2273 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 H.B. No. 2273, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR RISK MANAGEMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the majority of the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2943) recommending that H.B. No. 2454, 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 Hee, seconded by Senator Hogue and carried, the report of the majority of the Committee was adopted and H.B. No. 2454, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE VACANCIES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2944) recommending that H.B. No. 2274, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2274, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE RISK MANAGEMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2945), recommending that S.C.R. No. 38, as amended in S.D. 1, be referred to the Committee on Media, Arts, Science and Technology.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 38, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO STUDY THE FEASIBILITY OF INSTALLING AN OUTDOOR WIRELESS CORRIDOR ALONG THE H-1 FREEWAY IN ORDER TO ENCOURAGE UTILIZATION BY HIGHLY OCCUPIED VEHICLES AND BUSES, AND TO FACILITATE THE GATHERING OF TRAFFIC METRICS," was referred to the Committee on Media, Arts, Science and Technology.

Senator Kanno, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 2946) recommending that H.B. No. 1867, 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 Hee, seconded by Senator Hogue and carried, the report of the majority of the Committee was adopted and H.B. No. 1867, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2947) recommending that H.B. No. 2309 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 H.B. No. 2309, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2948) recommending that H.B.

No. 2311, H.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 H.B. No. 2311, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kanno and Sakamoto, for the Committee on Labor and the Committee on Education and Military Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2949) recommending that H.B. No. 2609, 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 Hee, seconded by Senator Hogue and carried, the joint report of the majority of the Committees was adopted and H.B. No. 2609, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING FOR EMPLOYEES IN NEW CENTURY CHARTER SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2950) recommending that H.B. No. 2678, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2678, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 2951) recommending that H.B. No. 2691, 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 report of the majority of the Committee was adopted and H.B. No. 2691, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PREVAILING WAGES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2952) recommending that H.B. No. 2698, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2698, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 2953) recommending that H.B. No. 2947, 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 Hee, seconded by Senator Hogue and carried, the report of the majority of the Committee was adopted and H.B. No. 2947, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY,"

passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 2954) recommending that H.B. No. 2950, 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 H.B. No. 2950, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 2955) recommending that H.B. No. 3254, H.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 report of the majority of the Committee was adopted and H.B. No. 3254, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OATHS OF OFFICE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 2932 (Gov. Msg. No. 256):

Senator Inouye moved that Stand. Com. Rep. No. 2932 be received and placed on file, seconded by Senator Espero and carried.

Senator Inouye rose in support of the nominees and said:

"Mr. President, your TGO Committee has heard Gov. Msg. No. 256, Gov. Msg. No. 257, Gov. Msg. No. 275 and Gov. Msg. No. 277 and wishes that the Senate advise and consent to these nominees. All of them are reappointments.

"Thank you, Mr. President."

Senator Inouye then moved that the Senate advise and consent to the nomination of MANUEL MAKAHIAPO KULOLOIO to the Civil Defense Advisory Council, term to expire June 30, 2010, seconded by Senator Espero.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2933 (Gov. Msg. No. 257):

Senator Inouye moved that Stand. Com. Rep. No. 2933 be received and placed on file, seconded by Senator Espero and carried.

Senator Inouye then moved that the Senate advise and consent to the nomination of ANN M. SAKAGUCHI to the Civil Defense Advisory Council, term to expire June 30, 2010, seconded by Senator Espero.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2934 (Gov. Msg. No. 275):

Senator Inouye moved that Stand. Com. Rep. No. 2934 be received and placed on file, seconded by Senator Espero and carried.

Senator Inouye then moved that the Senate advise and consent to the nomination of MITCHELL DAVID ROTH to the State Highway Safety Council, term to expire June 30, 2010, seconded by Senator Espero.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2935 (Gov. Msg. No. 277):

Senator Inouye moved that Stand. Com. Rep. No. 2935 be received and placed on file, seconded by Senator Espero and carried.

Senator Inouye then moved that the Senate advise and consent to the nomination of JOYCE H. CASSEN MD to the Medical Advisory Board, term to expire June 30, 2010, seconded by Senator Espero.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM WEDNESDAY, MARCH 15, 2006

Stand. Com. Rep. No. 2928 (S.R. No. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 1, entitled: "SENATE RESOLUTION RECOGNIZING JANUARY AS CERVICAL CANCER MONTH IN HAWAII," was adopted.

Stand. Com. Rep. No. 2929 (S.C.R. No. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 1, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING JANUARY AS CERVICAL CANCER MONTH IN HAWAII," was adopted.

Stand. Com. Rep. No. 2930 (S.C.R. No. 15, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 15, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE GOAL OF ELIMINATING SUFFERING AND DEATH FROM CANCER BY THE YEAR 2015," was adopted.

Stand. Com. Rep. No. 2939 (S.C.R. No. 33, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 33, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONTINUE TO COLLABORATE

WITH THE HAWAII HARBOR USERS GROUP TO IMPLEMENT PLANNED IMPROVEMENTS AND CONSTRUCTION TO IMPROVE CARGO TERMINAL AND CONTAINER FACILITIES AT HONOLULU HARBOR, KAHULUI HARBOR, AND HILO HARBOR, AND COMMENDING AND CONGRATULATING THE DEPARTMENT OF TRANSPORTATION AND THE HAWAII HARBOR USERS GROUP FOR THEIR FINE WORK IN COMPLETING THE HAWAII HARBORS USER GROUP'S REPORT," was adopted.

Stand. Com. Rep. No. 2940 (S.R. No. 17, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 17, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONTINUE TO COLLABORATE WITH THE HAWAII HARBOR USERS GROUP TO IMPLEMENT PLANNED IMPROVEMENTS AND CONSTRUCTION TO IMPROVE CARGO TERMINAL AND CONTAINER FACILITIES AT HONOLULU HARBOR, KAHULUI HARBOR, AND HILO HARBOR, AND COMMENDING AND CONGRATULATING THE DEPARTMENT OF TRANSPORTATION AND THE HAWAII HARBOR USERS GROUP FOR THEIR FINE WORK IN COMPLETING THE HAWAII HARBORS USER GROUP'S REPORT," was adopted.

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions that were offered on Wednesday, March 15, 2006:

Senate Concurrent Resolution	Referred to:
No. 86	Jointly to the Committee on Health and the Committee on Intergovernmental Affairs
No. 87 Affairs	Committee on Judiciary and Hawaiian
No. 88	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs
No. 89 Affairs	Committee on Judiciary and Hawaiian
No. 90 Affairs	Committee on Judiciary and Hawaiian
No. 91 Affairs	Committee on Judiciary and Hawaiian
No. 92 Affairs	Committee on Judiciary and Hawaiian
No. 93	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Transportation and Government Operations
No. 94	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Intergovernmental Affairs

No. 95 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs

No. 96 Jointly to the Committee on Transportation and Government Operations and the Committee on Water, Land, and Agriculture

No. 97 Committee on Higher Education

No. 98 Committee on Water, Land, and Agriculture, then to the Committee on Judiciary and Hawaiian Affairs

No. 99 Committee on Education and Military Affairs

No. 100 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 101 Jointly to the Committee on Education and Military Affairs and the Committee on Judiciary and Hawaiian Affairs

No. 102 Committee on Health

No. 103 Committee on Health, then to the Committee on Education and Military Affairs

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Wednesday, March 15, 2006:

Senate Resolution Referred to:

No. 56 Jointly to the Committee on Health and the Committee on Intergovernmental Affairs

No. 57 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs

No. 58 Jointly to the Committee on Education and Military Affairs and the Committee on Judiciary and Hawaiian Affairs

No. 59 Committee on Health

RE-REFERRAL OF HOUSE BILLS

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

House Bill Referred to:

No. 1368, H.D. 2 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Judiciary and Hawaiian Affairs

No. 2180, H.D. 2 Jointly to the Committee on Higher Education and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2440, H.D. 2 Committee on Commerce, Consumer Protection and Housing, then jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means

RE-REFERRAL OF A SENATE CONCURRENT RESOLUTION

The Chair re-referred the following Senate concurrent resolution that was offered:

Senate Concurrent Resolution Referred to:

No. 65 Committee on Business and Economic Development, then to the Committee on Ways and Means

RE-REFERRAL OF A SENATE RESOLUTION

The Chair re-referred the following Senate resolution that was offered:

Senate Resolution Referred to:

No. 42 Committee on Business and Economic Development, then to the Committee on Ways and Means

MISCELLANEOUS BUSINESS

ADOPTION OF A RESOLUTION

S.R. No. 162:

By unanimous consent, action on S.R. No. 162, entitled: "SENATE RESOLUTION AMENDING THE RULES OF THE SENATE OF THE TWENTY-THIRD LEGISLATURE OF THE STATE OF HAWAII TO REQUIRE THE USE OF THE LINE ITEM BUDGET FORMAT FOR THE SENATE BUDGET," was deferred until Friday, March 17, 2006.

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

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

"Mr. President and colleagues, just a few days ago on Tuesday, March 14th, on Kauai, a damn built around 1890 collapsed without warning, releasing about 400 gallons of water into an adjacent valley. That water proceeded to destroy thousands of trees, many homes, and tragically has washed many members of our Kauai ohana out to sea. Two fatalities have been confirmed and five other residents are still missing . . . and the rain keeps falling.

"In expressing our condolences for these victims and these families and the many people who have suffered and continue to suffer, I ask you, Mr. President, to request the members to adjourn this meeting on a rising motion and a moment of silence in honor of those victims and families, please."

The Chair so ordered.

ADJOURNMENT

At 12:12 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., Friday, March 17, 2006, on a rising vote, observing a moment of silence for the victims of the Ka Loko Reservoir Dam collapse on the Island of Kauai on Tuesday, March 14, 2006.

THIRTY-THIRD DAY

Friday, March 17, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:42 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Ms. Keli'ihoyalani Wilson, Office of Senator Clayton Hee, after which the Roll was called showing all Senators present with the exception of Senators Hee, Kanno, Kokubun and Taniguchi who were excused.

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

At this time, Senator Sakamoto introduced and welcomed Admiral Gary Roughead, who assumed duties as Commander, U.S. Pacific Fleet, on July 8, 2005. Accompanying Admiral Roughead was Lieutenant Commander Brett Coffey.

At this time, President Bunda invited Admiral Roughead to the podium to address the members of the Senate.

Admiral Roughead addressed the Senate as follows:

"Thank you very much for this honor of being able to be before you today. Senator Sakamoto, thank you for your support.

"Senator Bunda and distinguished Senators, it truly is an honor for me to be here. I send regrets on behalf of my wife who had to be back on the mainland. She very much wanted to be here but some family matters took her back east. I really am a fortunate man and if she was here today, you'd really realize why I am so fortunate. She is the best thing that I have going for me.

"But I would also say that I'm fortunate because I'm beginning what is my sixth year in this great state in a senior military position. And as I truly believe and as I tell young sailors and young officers that are coming along, there is no better place to serve in our Navy, in our military than in the State of Hawaii, and I mean that sincerely because there is no atmosphere, there is no greater support that our military receives anywhere other than in your great state.

"For our Navy, it has been important for so many years – the State of Hawaii and the support that you give us – over 100 years. It is clear that it is strategically important to us in the Navy with over 30 ships, 70 shore commands, 15,000 sailors, and 20,000 dependents that are with those sailors, it clearly is a strategic part of our Navy. But it's also important because we are a maritime nation and a maritime world. It is clear that that dimension in the Pacific has been recognized. Most recently as we've completed our four-year defense review, there has been a reaffirmation of the importance of the Pacific to the point where there will be a realignment of forces from the Atlantic to the Pacific, and Hawaii will be key to that renewed presence and that renewed emphasis in this important part of the world.

"It's also important for me to thank the state and the people of Hawaii for the support that you give us and that you give those 15,000 sailors and the 20,000 families. Whether it is in the communities in which we live or the schools that our children attend, that support is apparent, it is strong, and it is greatly appreciated.

"It is also important to recognize and to show my appreciation on the part of the many organizations that support us, whether it is this Body, the Legislature, the state leadership and the strong delegation that does so much for our military not only in Hawaii but throughout the world. It truly is a unique relationship that we have.

"We also, in the Navy, realize that there is much that we do for the community: the interaction that we have with businesses large or small are important to us; the importance that we place on activities that are here in Hawaii, particularly the naval shipyard that is so important to the fleet and so important to the state and so important to the ability of our military to operate and project power into the Pacific; the civil-military organizations that we interact with and how they support us and we support them; the initiatives that are at play in the state, for example the public/private housing venture that we have entered into in the Navy, the best that exists in the Navy today is right here in Hawaii.

"That is only made possible because of the support, because of the interest and the strong support of this Body and the citizens of Hawaii. On behalf of them, on behalf of the sailors and the families that live and work here and serve here, I thank you for what you do for us, what you do for them, and I pledge to you that I look forward to working closely with you and the citizens of the state to continue to make the Navy and our country secure, strong, and prosperous in the years ahead.

"Thank you very much."

At 11:53 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.

STANDING COMMITTEE REPORTS

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2956) recommending that H.B. No. 2639, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2639, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS WHILE OPERATING A MOTOR VEHICLE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2957) recommending that H.B. No. 2422, 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 Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2422, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2958) recommending that H.B. No. 2423, 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 Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2423, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE HIGHWAY FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2959) recommending that H.B. No. 2275 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2275, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kanno and Inouye, for the Committee on Labor and the Committee on Transportation and Government Operations, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2960) recommending that H.B. No. 2692, 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 Baker, seconded by Senator Hogue and carried, the joint report of the majority of the Committees was adopted and H.B. No. 2692, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kanno and Inouye, for the Committee on Labor and the Committee on Transportation and Government Operations, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2961) recommending that H.B. No. 2952, 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 Baker, seconded by Senator Hogue and carried, the joint report of the majority of the Committees was adopted and H.B. No. 2952, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2962) recommending that H.B. No. 3089, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

By unanimous consent, Stand. Com. Rep. No. 2962 and H.B. No. 3089, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES' TRUST FUND," were recommitted to the Committee on Labor.

Senators English and Ige, for the Committee on Energy, Environment, and International Affairs and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2963) recommending that H.B. No. 1955, 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 Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 1955, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LITTER CONTROL," passed Second

Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 2964) recommending that H.B. No. 3018, 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 Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 3018, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT EMPLOYEES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Kanno and Chun Oakland, for the Committee on Labor and the Committee on Human Services, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2965) recommending that H.B. No. 2558, 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 Baker, seconded by Senator Hogue and carried, the joint report of the majority of the Committees was adopted and H.B. No. 2558, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VOCATIONAL REHABILITATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2966) recommending that H.B. No. 2637, 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 Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2637, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," 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. 2967) recommending that H.B. No. 3142, 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 Baker, seconded by Senator Hogue and carried, the joint report of the majority of the Committees was adopted and H.B. No. 3142, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAUMA CARE," passed Second Reading and was referred to the Committee on Ways and Means.

At 11:59 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:37 o'clock p.m.

ORDER OF THE DAY

ADOPTION OF RESOLUTION

MATTER DEFERRED FROM THURSDAY, MARCH 16, 2006

S.R. No. 162:

By unanimous consent, action on S.R. No. 162, entitled: "SENATE RESOLUTION AMENDING THE RULES OF THE SENATE OF THE TWENTY-THIRD LEGISLATURE OF THE STATE OF HAWAII TO REQUIRE THE USE OF THE LINE ITEM BUDGET FORMAT FOR THE SENATE BUDGET," was deferred until Friday, May 5, 2006.

**REFERRAL OF
SENATE CONCURRENT RESOLUTIONS**

The President made the following committee assignments of concurrent resolutions that were offered on Wednesday, March 15, 2006:

Senate Concurrent Resolution	Referred to:
No. 104 Affairs	Committee on Education and Military
No. 105 Affairs	Committee on Education and Military
No. 106	Committee on Labor
No. 107	Jointly to the Committee on Intergovernmental Affairs and the Committee on Commerce, Consumer Protection and Housing
No. 108	Jointly to the Committee on Health and the Committee on Human Services
No. 109	Committee on Water, Land, and Agriculture
No. 110	Committee on Transportation and Government Operations
No. 111	Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Housing
No. 112	Committee on Labor
No. 113	Committee on Commerce, Consumer Protection and Housing
No. 114	Committee on Education and Military Affairs
No. 115	Jointly to the Committee on Health and the Committee on Human Services
No. 116	Committee on Health
No. 117	Committee on Health
No. 118	Committee on Health
No. 119	Jointly to the Committee on Health and the Committee on Human Services
No. 120	Committee on Commerce, Consumer Protection and Housing
No. 121	Committee on Health
No. 122	Committee on Judiciary and Hawaiian Affairs

No. 123	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Human Services
No. 124 Affairs	Committee on Judiciary and Hawaiian
No. 125	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Water, Land, and Agriculture
No. 126	Committee on Education and Military Affairs, then to the Committee on Labor
No. 127	Committee on Labor, then to the Committee on Judiciary and Hawaiian Affairs
No. 128	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 129	Jointly to the Committee on Health and the Committee on Media, Arts, Science and Technology
No. 130	Committee on Transportation and Government Operations, then to the Committee on Water, Land, and Agriculture
No. 131	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Higher Education, then jointly to the Committee on Water, Land, and Agriculture and the Committee on Transportation and Government Operations
No. 132	Committee on Business and Economic Development
No. 133	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 134	Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs
No. 135	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Water, Land, and Agriculture
No. 136	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Media, Arts, Science and Technology
No. 137	Committee on Judiciary and Hawaiian Affairs
No. 138	Jointly to the Committee on Health and the Committee on Higher Education
No. 139	Committee on Higher Education, then to the Committee on Water, Land, and Agriculture
No. 140	Committee on Health
No. 141	Committee on Intergovernmental Affairs
No. 142	Committee on Judiciary and Hawaiian Affairs
No. 143	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Transportation and Government Operations, then to the Committee on Ways and Means

No. 144 Committee on Human Services, then to the Committee on Health

No. 145 Jointly to the Committee on Health and the Committee on Energy, Environment, and International Affairs

No. 146 Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 147 Committee on Education and Military Affairs

No. 148 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 149 Jointly to the Committee on Education and Military Affairs and the Committee on Energy, Environment, and International Affairs

No. 150 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Health

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Wednesday, March 15, 2006:

Senate Resolution	Referred to:
No. 60 Affairs	Committee on Education and Military Affairs
No. 61 Affairs	Committee on Education and Military Affairs
No. 62	Committee on Labor
No. 63	Jointly to the Committee on Intergovernmental Affairs and the Committee on Commerce, Consumer Protection and Housing
No. 64	Jointly to the Committee on Health and the Committee on Human Services
No. 65	Committee on Water, Land, and Agriculture
No. 66	Committee on Transportation and Government Operations
No. 67	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Commerce, Consumer Protection and Housing
No. 68	Committee on Human Services
No. 69	Jointly to the Committee on Higher Education and the Committee on Media, Arts, Science and Technology
No. 70	Jointly to the Committee on Health and the Committee on Human Services
No. 71	Committee on Commerce, Consumer Protection and Housing
No. 72	Committee on Health

No. 73 Affairs	Committee on Judiciary and Hawaiian Affairs
No. 74	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Human Services
No. 75	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Water, Land, and Agriculture
No. 76	Committee on Education and Military Affairs, then to the Committee on Labor
No. 77	Jointly to the Committee on Health and the Committee on Media, Arts, Science and Technology
No. 78	Committee on Transportation and Government Operations, then to the Committee on Water, Land, and Agriculture
No. 79	Jointly to the Committee on Higher Education and the Committee on Judiciary and Hawaiian Affairs, then jointly to the Committee on Water, Land, and Agriculture and the Committee on Transportation and Government Operations
No. 80	Committee on Business and Economic Development
No. 81	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means
No. 82	Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Transportation and Government Operations, then to the Committee on Judiciary and Hawaiian Affairs
No. 83	Committee on Judiciary and Hawaiian Affairs, then to the Committee on Water, Land, and Agriculture
No. 84	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Media, Arts, Science and Technology
No. 85	Jointly to the Committee on Health and the Committee on Higher Education
No. 86	Committee on Higher Education, then to the Committee on Water, Land, and Agriculture
No. 87	Committee on Health
No. 88	Committee on Intergovernmental Affairs
No. 89	Committee on Human Services, then to the Committee on Health
No. 90	Jointly to the Committee on Health and the Committee on Energy, Environment, and International Affairs
No. 91	Committee on Education and Military Affairs, then to the Committee on Ways and Means
No. 92	Committee on Education and Military Affairs
No. 93	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Ways and Means

No. 94 Jointly to the Committee on Education and Military Affairs and the Committee on Energy, Environment, and International Affairs

No. 95 Committee on Health, then to the Committee on Ways and Means

RE-REFERRAL OF A HOUSE BILL

The Chair re-referred the following House bill that was received:

House Bill Referred to:

No. 3018, H.D. 1, S.D. 1 Committee on Labor, then jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means

ADJOURNMENT

At 12:37 o'clock p.m., on motion by Senator Baker, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Monday, March 20, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

THIRTY-FOURTH DAY

Monday, March 20, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:40 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Fred Hemmings, Hawaii State Senate, after which the Roll was called showing all Senators present with the exception of Senators Ihara, Inouye, Kanno and Menor who were excused.

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

At 11:50 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:54 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 310 to 312) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 310, submitting for consideration and confirmation to the Labor and Industrial Relations Appeals Board, the nomination of ROLAND QUOK FONG THOM, term to expire June 30, 2010, was referred to the Committee on Labor.

Gov. Msg. No. 311, submitting for consideration and confirmation to the Labor and Industrial Relations Appeals Board, the nomination of DAVID ALEXANDER PENDLETON, term to expire June 30, 2016, was referred to the Committee on Labor.

Gov. Msg. No. 312, letter dated March 17, 2006, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of H.B. No. 970, Relating to Emergency Relief for Natural Disasters, to appropriate emergency funding totaling \$14,334,000, including \$11,134,000 in state funds and \$3,200,000 in federal funds, was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 352 and 353) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 352, transmitting H.C.R. No. 46, which was adopted by the House of Representatives on March 17, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 46, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES, UNITED STATES CONGRESS, AND UNITED STATES DEPARTMENT OF EDUCATION TO SUPPORT THE GOALS OF THE NO CHILD LEFT BEHIND ACT (NCLB) BY INCREASING FUNDS FOR FEDERAL EDUCATION INITIATIVES AND AFFORDING MORE FLEXIBILITY TO STATES IN RELATION TO NCLB," was deferred until Tuesday, March 21, 2006.

Hse. Com. No. 353, transmitting H.C.R. No. 47, which was adopted by the House of Representatives on March 17, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 47, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO SUPPORT IMPROVING THE QUALITY OF THE NATION'S PUBLIC SCHOOLS BY SUBSTANTIALLY INCREASING EDUCATION FUNDING," was deferred until Tuesday, March 21, 2006.

STANDING COMMITTEE REPORTS

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2968) recommending that H.B. No. 3139, H.D. 3, 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 H.B. No. 3139, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2969), recommending that H.B. No. 487, H.D. 1, S.D. 1, 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 H.B. No. 487, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was referred to the Committee on Ways and Means.

Senators Inouye and Baker, for the Committee on Transportation and Government Operations and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 2970) recommending that H.B. No. 3087, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 3087, H.D. 2, S.D. 1, 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 Baker, for the Committee on Transportation and Government Operations and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 2971) recommending that H.B. No. 3123, H.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 H.B. No. 3123, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HURRICANE PREPAREDNESS," 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. 2972) recommending that H.B. No. 3126 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 report of the Committee was adopted and H.B. No. 3126, entitled: "A BILL FOR AN ACT RELATING TO RAPID IDENTIFICATION DOCUMENTS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

ADJOURNMENT

At 11:55 o'clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, March 21, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

THIRTY-FIFTH DAY

Tuesday, March 21, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:37 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Mike Kai, Hope Chapel in Kapolei, after which the Roll was called showing all Senators present with the exception of Senators Inouye and Kanno who were excused.

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

At 11:49 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:55 o'clock a.m.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 313, submitting for consideration and confirmation as the State Procurement Administrator, the nomination of AARON S. FUJIOKA, term to expire October 16, 2009, was read by the Clerk and was referred to the Committee on Transportation and Government Operations.

HOUSE COMMUNICATION

Hse. Com. No. 354, transmitting H.C.R. No. 329, which was adopted by the House of Representatives on March 20, 2006, was read by the Clerk and was placed on file.

By unanimous consent, action on H.C.R. No. 329, entitled: "HOUSE CONCURRENT RESOLUTION AWARDING THE HAWAII MEDAL OF HONOR TO UNITED STATES MILITARY SERVICE MEMBERS WITH HAWAII CONNECTIONS KILLED IN ACTION WHILE SERVING IN DANGEROUS, VOLATILE, AND UNSTABLE AREAS OF THE WORLD, INCLUDING IRAQ AND AFGHANISTAN," was deferred until Wednesday, March 22, 2006.

STANDING COMMITTEE REPORTS

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 2973) recommending that H.B. No. 3105, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 3105, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION," 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. 2974) recommending that H.B. No. 2058 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 H.B. No. 2058, entitled: "A BILL FOR AN ACT RELATING TO THE REPRODUCTIVE RIGHTS PROTECTION

COMMITTEE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Inouye and Kanno, for the Committee on Transportation and Government Operations and the Committee on Labor, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 2975) recommending that H.B. No. 2641, 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 Hee, seconded by Senator Hogue and carried, the joint report of the majority of the Committees was adopted and H.B. No. 2641, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 2976) recommending that H.B. No. 2848, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2848, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 2977) recommending that H.B. No. 1706, H.D. 3, 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 report of the Committee was adopted and H.B. No. 1706, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ENVIRONMENTAL COVENANTS ACT," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 2978) recommending that H.B. No. 2987, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2987, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR SAINT LOUIS SCHOOL," 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. 2979) recommending that H.B. No. 2347 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 H.B. No. 2347, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF EDUCATION STUDENT TRANSPORTATION," 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. 2980) recommending that H.B. No. 2713, H.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 H.B. No. 2713, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR KAWAIAHAO SCHOOL," 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. 2981) recommending that H.B. No. 2346 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 H.B. No. 2346, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF EDUCATION ELECTRICITY," 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. 2982) recommending that H.B. No. 1860, H.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 H.B. No. 1860, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Ige, for the Committee on Education and Military Affairs and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2983) recommending that H.B. No. 2961, H.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 H.B. No. 2961, H.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 Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2984) recommending that H.B. No. 2208, H.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 report of the Committee was adopted and H.B. No. 2208, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2985) recommending that H.B. No. 2715, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2715, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POLICE OFFICERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and English, for the Committee on Intergovernmental Affairs and the Committee on Energy, Environment, and International Affairs, presented a joint report (Stand. Com. Rep. No. 2986) recommending that S.R. No. 19 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 2986 and S.R. No. 19, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO APPROVE THE PROPOSED HAWAII INVASIVE SPECIES ACT," was deferred until Wednesday, March 22, 2006.

Senators Ige and English, for the Committee on Intergovernmental Affairs and the Committee on Energy, Environment, and International Affairs, presented a joint report (Stand. Com. Rep. No. 2987) recommending that S.C.R. No. 36 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 2987 and S.C.R. No. 36, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO APPROVE THE PROPOSED HAWAII INVASIVE SPECIES ACT," was deferred until Wednesday, March 22, 2006.

Senators Inouye and English, for the Committee on Transportation and Government Operations and the Committee on Energy, Environment, and International Affairs, presented a joint report (Stand. Com. Rep. No. 2988) recommending that H.B. No. 2199, H.D. 2, 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 H.B. No. 2199, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL TRADE AGREEMENT," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Espero and Fukunaga, for the Committee on Business and Economic Development and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 2989) recommending that H.B. No. 2925, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 2925, H.D. 1, S.D. 1, 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 majority of the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 2990) recommending that H.B. No. 3077, 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 Hee, seconded by Senator Hogue and carried, the report of the majority of the Committee was adopted and H.B. No. 3077, H.D. 1, 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.

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. 2991) recommending that H.B. No. 2263, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 2263, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLING INVASIVE SPECIES," 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. 2992) recommending that S.C.R. No. 37, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 2992 and S.C.R. No. 37, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE REGULATION OF MIXED MARTIAL ARTS," was deferred until Wednesday, March 22, 2006.

Senators Ige and Inouye, for the Committee on Intergovernmental Affairs and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 2993) recommending that H.B. No. 1819, H.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 H.B. No. 1819, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 281, HAWAII REVISED STATUTES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2994) recommending that H.B. No. 1809, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Education and Military Affairs.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 1809, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER'S LICENSE," passed Second Reading and was referred to the Committee on Education and Military Affairs.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2995) recommending that H.B. No. 1825, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 1825, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2996) recommending that H.B. No. 2708, H.D. 2, 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 H.B. No. 2708, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADVERTISING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2997) recommending that H.B. No. 2737, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 2737, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HONOPOU DISTRICT OF THE COUNTY OF MAUI," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 2998) recommending that H.B. No. 3037, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 3037, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 2999) recommending that H.B. No. 3121, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 3121, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 3000) recommending that H.B. No. 3057, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 3057, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3001) recommending that H.B. No. 2503, H.D. 2, as amended in S.D. 1, 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

H.B. No. 2503, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DERELICT VEHICLE," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 23, 2006.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 3002), recommending that S.C.R. No. 11, as amended in S.D. 1, 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.C.R. No. 11, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING AND REQUESTING ADDITIONAL FINANCIAL SUPPORT OF HISTORIC PRESERVATION," was referred to the Committee on Ways and Means.

Senators Kanno and Hanabusa, for the Committee on Labor and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 3003) recommending that H.B. No. 2211, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 2211, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEFINITIONS FOR WORKERS' COMPENSATION," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

HOUSE COMMUNICATIONS

MATTERS DEFERRED FROM MONDAY, MARCH 20, 2006

H.C.R. No. 46 (Hse. Com. No. 352):

By unanimous consent, action on H.C.R. No. 46, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES, UNITED STATES CONGRESS, AND UNITED STATES DEPARTMENT OF EDUCATION TO SUPPORT THE GOALS OF THE NO CHILD LEFT BEHIND ACT (NCLB) BY INCREASING FUNDS FOR FEDERAL EDUCATION INITIATIVES AND AFFORDING MORE FLEXIBILITY TO STATES IN RELATION TO NCLB," was deferred until Wednesday, March 22, 2006.

H.C.R. No. 47 (Hse. Com. No. 353):

By unanimous consent, action on H.C.R. No. 47, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO SUPPORT IMPROVING THE QUALITY OF THE NATION'S PUBLIC SCHOOLS BY SUBSTANTIALLY INCREASING EDUCATION FUNDING," was deferred until Wednesday, March 22, 2006.

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions that were offered on Wednesday, March 15, 2006:

Senate
Concurrent

Resolution	Referred to:
No. 151	Jointly to the Committee on Higher Education and the Committee on Transportation and Government Operations
No. 152	Committee on Commerce, Consumer Protection and Housing
No. 153	Committee on Energy, Environment, and International Affairs
No. 154	Jointly to the Committee on Health and the Committee on Energy, Environment, and International Affairs
No. 155	Jointly to the Committee on Higher Education and the Committee on Transportation and Government Operations
No. 156	Committee on Labor
No. 157	Committee on Higher Education
No. 158	Committee on Water, Land, and Agriculture
No. 159	Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture
No. 160	Committee on Water, Land, and Agriculture
No. 161	Committee on Water, Land, and Agriculture, then to the Committee on Transportation and Government Operations
No. 162	Committee on Water, Land, and Agriculture
No. 163	Committee on Water, Land, and Agriculture
No. 164	Committee on Energy, Environment, and International Affairs
No. 165	Committee on Education and Military Affairs
No. 166	Committee on Education and Military Affairs
No. 167	Jointly to the Committee on Higher Education and the Committee on Water, Land, and Agriculture, then to the Committee on Health
No. 168	Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Business and Economic Development, then jointly to the Committee on Higher Education and the Committee on Energy, Environment, and International Affairs
No. 169	Committee on Transportation and Government Operations
No. 170	Committee on Education and Military Affairs

No. 171	Committee on Business and Economic Development, then to the Committee on Energy, Environment, and International Affairs	No. 194	Committee on Transportation and Government Operations, then to the Committee on Ways and Means
No. 172	Committee on Education and Military Affairs, then to the Committee on Ways and Means	No. 195	Jointly to the Committee on Intergovernmental Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Water, Land, and Agriculture
No. 173 Affairs	Committee on Education and Military	No. 196	Jointly to the Committee on Intergovernmental Affairs and the Committee on Tourism, then to the Committee on Energy, Environment, and International Affairs
No. 174	Committee on Higher Education	No. 197	Committee on Water, Land, and Agriculture
No. 175 Affairs	Committee on Education and Military	No. 198	Jointly to the Committee on Education and Military Affairs and the Committee on Higher Education, then to the Committee on Judiciary and Hawaiian Affairs
No. 176 Affairs	Committee on Education and Military	No. 199	Jointly to the Committee on Higher Education and the Committee on Judiciary and Hawaiian Affairs, then to the Committee on Transportation and Government Operations
No. 177 Affairs	Committee on Judiciary and Hawaiian	No. 200	Committee on Higher Education, then to the Committee on Human Services
No. 178	Committee on Water, Land, and Agriculture	No. 201	Jointly to the Committee on Education and Military Affairs and the Committee on Human Services
No. 179	Committee on Transportation and Government Operations	No. 202	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Intergovernmental Affairs, then to the Committee on Ways and Means
No. 180 Affairs	Committee on Education and Military	No. 203	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Education and Military Affairs
No. 181	Committee on Transportation and Government Operations	No. 204	Jointly to the Committee on Human Services and the Committee on Health
No. 182	Committee on Business and Economic Development	No. 205	Committee on Human Services, then to the Committee on Labor
No. 183	Committee on Water, Land, and Agriculture	No. 206	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs
No. 184	Committee on Energy, Environment, and International Affairs	No. 207	Committee on Education and Military Affairs, then to the Committee on Ways and Means
No. 185	Committee on Intergovernmental Affairs, then to the Committee on Water, Land, and Agriculture	No. 208	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs
No. 186	Committee on Intergovernmental Affairs, then to the Committee on Water, Land, and Agriculture	No. 209	Jointly to the Committee on Education and Military Affairs and the Committee on Human Services
No. 187	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 210	Committee on Human Services, then to the Committee on Ways and Means
No. 188	Committee on Health, then to the Committee on Ways and Means	No. 211	Committee on Higher Education
No. 189	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs	No. 212	Jointly to the Committee on Education and Military Affairs and the Committee on Media, Arts, Science and Technology
No. 190 Affairs	Committee on Judiciary and Hawaiian	No. 213	Committee on Media, Arts, Science and Technology
No. 191	Committee on Intergovernmental Affairs, then to the Committee on Ways and Means		
No. 192 Affairs	Committee on Education and Military		
No. 193 Affairs	Committee on Education and Military		

No. 214	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs	Senate Resolution	Referred to:
No. 215	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	No. 96	Committee on Water, Land, and Agriculture
No. 216	Committee on Judiciary and Hawaiian Affairs	No. 97	Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture
No. 217	Committee on Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing	No. 98	Committee on Water, Land, and Agriculture
No. 218	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 99	Committee on Water, Land, and Agriculture, then to the Committee on Transportation and Government Operations
No. 219	Committee on Judiciary and Hawaiian Affairs	No. 100	Committee on Water, Land, and Agriculture
No. 220	Committee on Higher Education, then to the Committee on Education and Military Affairs	No. 101	Committee on Water, Land, and Agriculture
No. 221	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Water, Land, and Agriculture	No. 102	Committee on Energy, Environment, and International Affairs
No. 222	Committee on Media, Arts, Science and Technology	No. 103	Committee on Education and Military Affairs
No. 223	Committee on Education and Military Affairs	No. 104	Committee on Education and Military Affairs
No. 224	Committee on Health	No. 105	Jointly to the Committee on Higher Education and the Committee on Water, Land, and Agriculture, then to the Committee on Health
No. 225	Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 106	Jointly to the Committee on Media, Arts, Science and Technology and the Committee on Business and Economic Development, then jointly to the Committee on Higher Education and the Committee on Energy, Environment, and International Affairs
No. 226	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs	No. 107	Jointly to the Committee on Higher Education and the Committee on Transportation and Government Operations
No. 227	Jointly to the Committee on Health and the Committee on Higher Education, then to the Committee on Ways and Means	No. 108	Committee on Commerce, Consumer Protection and Housing
No. 228	Committee on Intergovernmental Affairs	No. 109	Committee on Energy, Environment, and International Affairs
No. 229	Committee on Human Services	No. 110	Jointly to the Committee on Health and the Committee on Energy, Environment, and International Affairs
No. 230	Committee on Health	No. 111	Committee on Higher Education, then to the Committee on Transportation and Government Operations
No. 231	Committee on Judiciary and Hawaiian Affairs	No. 112	Committee on Labor
No. 232	Jointly to the Committee on Higher Education and the Committee on Media, Arts, Science and Technology	No. 113	Committee on Higher Education
No. 233	Committee on Education and Military Affairs, then to the Committee on Energy, Environment, and International Affairs	No. 114	Committee on Education and Military Affairs
		No. 115	Committee on Business and Economic Development, then to the Committee on Energy, Environment, and International Affairs

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Wednesday, March 15, 2006:

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No. 116	Committee on Education and Military Affairs, then to the Committee on Ways and Means	No. 138	Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs
No. 117	Committee on Education and Military Affairs	No. 139	Jointly to the Committee on Education and Military Affairs and the Committee on Human Services
No. 118	Committee on Higher Education	No. 140	Committee on Human Services, then to the Committee on Ways and Means
No. 119	Committee on Water, Land, and Agriculture	No. 141	Committee on Higher Education
No. 120	Committee on Transportation and Government Operations	No. 142	Jointly to the Committee on Education and Military Affairs and the Committee on Media, Arts, Science and Technology
No. 121	Committee on Education and Military Affairs	No. 143	Committee on Media, Arts, Science and Technology
No. 122	Committee on Transportation and Government Operations	No. 144	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Intergovernmental Affairs, then to the Committee on Judiciary and Hawaiian Affairs
No. 123	Committee on Business and Economic Development	No. 145	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs
No. 124	Committee on Water, Land, and Agriculture	No. 146	Committee on Judiciary and Hawaiian Affairs
No. 125	Committee on Judiciary and Hawaiian Affairs	No. 147	Committee on Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing
No. 126	Committee on Intergovernmental Affairs, then to the Committee on Ways and Means	No. 148	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 127	Committee on Education and Military Affairs	No. 149	Committee on Judiciary and Hawaiian Affairs
No. 128	Committee on Education and Military Affairs	No. 150	Committee on Higher Education, then to the Committee on Education and Military Affairs
No. 129	Committee on Transportation and Government Operations, then to the Committee on Ways and Means	No. 151	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Water, Land, and Agriculture
No. 130	Jointly to the Committee on Intergovernmental Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Water, Land, and Agriculture	No. 152	Committee on Media, Arts, Science and Technology
No. 131	Jointly to the Committee on Intergovernmental Affairs and the Committee on Tourism, then to the Committee on Energy, Environment, and International Affairs	No. 153	Committee on Education and Military Affairs
No. 132	Committee on Water, Land, and Agriculture	No. 154	Committee on Health
No. 133	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Education and Military Affairs	No. 155	Jointly to the Committee on Health and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
No. 134	Jointly to the Committee on Human Services and the Committee on Health	No. 156	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary and Hawaiian Affairs
No. 135	Committee on Human Services, then to the Committee on Labor	No. 157	Committee on Media, Arts, Science and Technology
No. 136	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs	No. 158	Committee on Health, then to the Committee on Judiciary and Hawaiian Affairs
No. 137	Committee on Education and Military Affairs, then to the Committee on Ways and Means	No. 159	Jointly to the Committee on Health and the Committee on Human Services

No. 160 Jointly to the Committee on Human Services and the Committee on Labor, then to the Committee on Ways and Means

Respectfully submitted,

No. 161 Committee on Human Services

Clerk of the Senate

**RE-REFERRAL OF A
SENATE CONCURRENT RESOLUTION**

The Chair re-referred the following Senate concurrent resolution that was offered:

Approved:

Senate
Concurrent
Resolution

Referred to:

President of the Senate

No. 50 Jointly to the Committee on Education and Military Affairs and the Committee on Human Services

**RE-REFERRAL OF A
SENATE RESOLUTION**

The Chair re-referred the following Senate resolution that was offered:

Senate
Resolution

Referred to:

No. 31 Jointly to the Committee on Education and Military Affairs and the Committee on Human Services

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

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

“My purpose is to make the Senate aware of what I think is somewhat of a devious attempt to lobby a special interest under what might be deceptive circumstances. My office has received over 30 calls. The phone ID has 9-1 followed by a series of zeros, which makes it difficult to identify the true caller. A couple of confused constituents specifically when asked by my staff, and I’ve asked my staff to document these calls, identified Philip Morris as the originator of the call. Their effort was to try to lobby this Body, and in particular Senators who voted in favor of legislation raising the taxes on cigarettes that their constituents express concern. In spite of the billions of dollars Philip Morris makes off this terrible habit that kills many, they did not do their homework very well and did not brief the people they had enticed to call our offices.

“So this serves as an alert to my fellow colleagues to be very aware of these phone calls because they may not represent the true intent of the caller but rather the intent of a very wealthy lobbying effort on the part of people that quite frankly make a lot of money off selling death.

“Thank you, Mr. President.”

ADJOURNMENT

At 11:59 o’clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o’clock a.m., Wednesday, March 22, 2006.

THIRTY-SIXTH DAY

Wednesday, March 22, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:41 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Gary L. Hooser, Hawaii State Senate, after which the Roll was called showing all Senators present with the exception of Senators Fukunaga, Hee, Inouye, Kanno, Nishihara and Trimble who were excused.

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

HOUSE COMMUNICATION

Hse. Com. No. 355, transmitting H.C.R. No. 45, which was adopted by the House of Representatives on March 21, 2006, was read by the Clerk and was placed on file.

By unanimous consent, H.C.R. No. 45, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ASSIST IN DEVELOPING COMMUNITY-BASED PROGRAMS ON THE BIG ISLAND THAT ENCOURAGE POSITIVE YOUTH OUTCOMES, INCLUDING LEADERSHIP DEVELOPMENT," was referred jointly to the Committee on Education and Military Affairs and the Committee on Human Services.

STANDING COMMITTEE REPORTS

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3004) recommending that H.B. No. 1917, 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 Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1917, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII CONSTITUTION RELATING TO THE ESTABLISHMENT OF A SALARY COMMISSION," 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. 3005) recommending that H.B. No. 1918, 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 Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1918, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMISSION ON SALARIES," 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. 3006) recommending that H.B. No. 2303, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2303, H.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO CHILD SUPPORT ENFORCEMENT," 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. 3007) recommending that H.B. No. 2625, 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 Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2625, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM STATE LAWS," 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. 3008) recommending that H.B. No. 2823, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2823, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BILL OF RIGHTS DAY," 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. 3009) recommending that H.B. No. 1983, 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 Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1983, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 24, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3010) recommending that H.B. No. 2207, 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 Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2207, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 24, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3011) recommending that H.B. No. 2898, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2898, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ARBITRATION," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 24, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3012) recommending that H.B. No. 2899, 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 Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2899, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JUDGMENT LIENS," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 24, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3013) recommending that H.B. No. 2900 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2900, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC VOTING," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 24, 2006.

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 3014) recommending that H.B. No. 2098, 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 Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 2098, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 24, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3015) recommending that H.B. No. 2278, 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 Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2278, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR THE DEPARTMENT OF THE ATTORNEY GENERAL," 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. 3016) recommending that H.B. No. 2540, 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 Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2540, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INCREASING STIPENDS FOR VOLUNTEER PRECINCT OFFICIALS," 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. 3017) recommending that H.B. No. 3259, 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 Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 3259, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DENTAL HEALTH," 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. 3018) recommending that H.B. No. 1879, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1879, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Menor, for the Committee on Media, Arts, Science and Technology and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 3019) recommending that H.B. No. 3244, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 3244, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IDENTITY THEFT," passed Second Reading and was referred jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3020) recommending that H.B. No. 2806, 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 Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2806, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABILITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3021) recommending that H.B. No. 2772, 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 Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2772, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROPERTY DAMAGE TO AGRICULTURAL AND AQUACULTURAL PROPERTY," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3022) recommending that H.B. No. 2147, 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 Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2147, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DROUGHT MITIGATING WATER

STORAGE FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3023) recommending that H.B. No. 2763, 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 Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2763, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ERADICATE AND CONTROL THE COQUI FROG," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3024) recommending that H.B. No. 2133, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2133, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL AREA RESERVE SYSTEM," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

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. 3025) recommending that H.B. No. 3216, 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 Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 3216, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISLAND OF KAHŌ'OLAWĒ," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 3026) recommending that H.B. No. 2050, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2050, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL MATCHMAKING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 3027) recommending that H.B. No. 1889, 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 Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1889, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF INTERNATIONAL AFFAIRS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep.

No. 3028) recommending that H.B. No. 1890, 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 Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1890, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SISTER STATE AND PROVINCE RELATIONSHIPS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Hanabusa, for the Committee on Transportation and Government Operations and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 3029) recommending that H.B. No. 439, 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 Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 439, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE OMBUDSMAN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3030) recommending that H.B. No. 2075, 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 Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2075, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3031) recommending that H.B. No. 2404, 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 Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 2404, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Inouye and Hanabusa, for the Committee on Transportation and Government Operations and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 3032) recommending that H.B. No. 2778, 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 Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 2778, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 3033) recommending that H.B. No. 2539, 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 Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2539, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Sakamoto and Hee, for the Committee on Education and Military Affairs and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 3034) recommending that H.B. No. 2182, 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 Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 2182, H.D. 1, 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 Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 3035) recommending that H.B. No. 3235, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 3235, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM TUESDAY, MARCH 21, 2006

H.C.R. No. 329:

Senator Baker moved that H.C.R. No. 329 be adopted, seconded by Senator Hogue.

Senator Sakamoto rose in support of the measure as follows:

"Mr. President, I rise in support of H.C.R. No. 329.

"Last year the Legislature passed Act 21 which created the Hawaii Medal of Honor to express the people of Hawaii's deep appreciation to the loved ones of military members who sacrificed their lives in defense of our nation and its freedoms. This measure before us lists names of 122 individuals killed in action while serving in dangerous and volatile areas of the world including Iraq and Afghanistan.

"This measure also calls for the two Houses of the Legislature to assemble in Joint Session on April 18th for the purpose of presenting the Medals of Honor to the honorees' families. Fellow colleagues, I ask you to vote in favor of this measure and of this resolution with gratitude and appreciation for those who have died serving their country.

"Thank you, Mr. President."

The motion was put by the Chair and carried, H.C.R. No. 329, entitled: "HOUSE CONCURRENT RESOLUTION AWARDING THE HAWAII MEDAL OF HONOR TO UNITED STATES MILITARY SERVICE MEMBERS WITH HAWAII CONNECTIONS KILLED IN ACTION WHILE

SERVING IN DANGEROUS, VOLATILE, AND UNSTABLE AREAS OF THE WORLD, INCLUDING IRAQ AND AFGHANISTAN," was adopted.

Stand. Com. Rep. No. 2986 (S.R. No. 19):

On motion by Senator Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 19, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO APPROVE THE PROPOSED HAWAII INVASIVE SPECIES ACT," was adopted.

Stand. Com. Rep. No. 2987 (S.C.R. No. 36):

On motion by Senator Baker, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 36, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO APPROVE THE PROPOSED HAWAII INVASIVE SPECIES ACT," was adopted.

Stand. Com. Rep. No. 2992 (S.C.R. No. 37, S.D. 1):

On motion by Senator Baker, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 37, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE REGULATION OF MIXED MARTIAL ARTS," was adopted.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

MATTERS DEFERRED FROM TUESDAY, MARCH 21, 2006

The President made the following committee assignments of House concurrent resolutions that were received on Monday, March 20, 2006:

House Concurrent Resolution	Referred to:
No. 46 Affairs	Committee on Education and Military Affairs
No. 47 Affairs	Committee on Education and Military Affairs

RE-REFERRAL OF HOUSE BILLS

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

House Bill	Referred to:
No. 237, H.D. 3 Affairs	Committee on Judiciary and Hawaiian Affairs
No. 2443, H.D. 1	Jointly to the Committee on Transportation and Government Operations and the Committee on Ways and Means

ADJOURNMENT

At 11:50 o'clock a.m., on motion by Senator Baker, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, March 23, 2006.

THIRTY-SEVENTH DAY

Thursday, March 23, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Shuji Komogata, Soto Mission of Aiea, after which the Roll was called showing all Senators present with the exception of Senators Fukunaga, Inouye, Kanno, Nishihara and Taniguchi who were excused.

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

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 356 to 358) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 356, returning S.B. No. 2424, which passed Third Reading in the House of Representatives on March 22, 2006, was placed on file.

Hse. Com. No. 357, transmitting H.C.R. No. 19, which was adopted by the House of Representatives on March 22, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 19, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES TO STUDY POTENTIAL USE OF WATERWAYS AND LANDS WITHIN PEARL HARBOR UNDER FEDERAL JURISDICTION FOR PUBLIC TRANSPORTATION," was deferred until Friday, March 24, 2006.

Hse. Com. No. 358, transmitting H.C.R. No. 53, which was adopted by the House of Representatives on March 22, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 53, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND THE COUNTY FIRE CHIEFS TO COLLABORATE AND COOPERATE TO REACH A MUTUALLY AGREEABLE SOLUTION OVER FIRE INSPECTION RESPONSIBILITIES AT THE HONOLULU INTERNATIONAL AIRPORT AND OTHER STATE AIRPORTS," was deferred until Friday, March 24, 2006.

STANDING COMMITTEE REPORTS

Senators Espero and English, for the Committee on Business and Economic Development and the Committee on Energy, Environment, and International Affairs, presented a joint report (Stand. Com. Rep. No. 3036) recommending that H.B. No. 1888, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 1888, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL COOPERATION," 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. 3037) recommending that H.B. No. 2885, H.D. 2, 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 report of the Committee was adopted and H.B. No. 2885, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADULT ENTERTAINMENT PRODUCTS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Espero, for the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 3038) recommending that H.B. No. 3261, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 3261, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INGENUITY CORPORATION CHARTER," 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. 3039) recommending that H.B. No. 3060, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 3060, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," 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. 3040) recommending that H.B. No. 3063, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 3063, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY TRAINING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Inouye, for the Committee on Media, Arts, Science and Technology and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 3041) recommending that H.B. No. 1982, H.D. 2, as amended in S.D. 1, 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 H.B. No. 1982, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FISH," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 28, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3042) recommending that H.B. No. 1984, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1984, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONVICTION DATA," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 28, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3043) recommending that H.B. No. 2299, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2299, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 803," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 28, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3044) recommending that H.B. No. 2896 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2896, entitled: "A BILL FOR AN ACT RELATING TO EMOTIONAL DISTRESS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 28, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3045) recommending that H.B. No. 3253, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 3253, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 28, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3046) recommending that H.B. No. 2277, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2277, H.D. 2, 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. 3047) recommending that H.B. No. 2595, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2595, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY VISITS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Kanno, for the Committee on Education and Military Affairs and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 3048) recommending that H.B. No. 3098, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 3098, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Kanno, for the Committee on Education and Military Affairs and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 3049) recommending that H.B. No. 1865, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 1865, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Kanno, for the Committee on Education and Military Affairs and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 3050) recommending that H.B. No. 1862, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 1862, H.D. 2, 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.

Senators Fukunaga, English and Espero, for the Committee on Media, Arts, Science and Technology, the Committee on Energy, Environment, and International Affairs and the Committee on Business and Economic Development, presented a joint report (Stand. Com. Rep. No. 3051) recommending that H.B. No. 2863, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 2863, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHMENT OF THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY INNOVATION CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Baker, for the Committee on Education and Military Affairs and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 3052) recommending that H.B. No. 1466, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 1466, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," 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. 3053) recommending that H.B. No. 1891, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1891, H.D. 2, 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 Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3054) recommending that H.B. No. 2051, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2051, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTION FOR VICTIMS OF HUMAN TRAFFICKING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Baker and Hee, for the Committee on Health and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 3055) recommending that S.C.R. No. 16 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3055 and S.C.R. No. 16, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE CENTER FOR NURSING AT THE UNIVERSITY OF HAWAII TO INVESTIGATE AND RECOMMEND WAYS TO ASSIST THE PUBLIC AND PRIVATE SECTORS TO RELIEVE THE NURSING SHORTAGE AND ENSURE A CONTINUOUS, ADEQUATE SUPPLY OF NURSES TO STAFF HOSPITALS AND OTHER MEDICAL FACILITIES IN THE STATE," was deferred until Friday, March 24, 2006.

Senators Baker and Hee, for the Committee on Health and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 3056) recommending that S.R. No. 6 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3056 and S.R. No. 6, entitled: "SENATE RESOLUTION REQUESTING THE HAWAII STATE CENTER FOR NURSING AT THE UNIVERSITY OF HAWAII TO INVESTIGATE AND RECOMMEND WAYS TO ASSIST THE PUBLIC AND PRIVATE SECTORS TO RELIEVE THE NURSING SHORTAGE AND ENSURE A CONTINUOUS, ADEQUATE SUPPLY OF NURSES TO STAFF HOSPITALS AND OTHER MEDICAL FACILITIES IN THE STATE," was deferred until Friday, March 24, 2006.

Senators Sakamoto and Kokubun, for the Committee on Education and Military Affairs and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 3057) recommending that H.B. No. 1843, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 1843, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VOCATIONAL AGRICULTURE EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

THIRD READING

H.B. No. 2503, H.D. 2, S.D. 1:

On motion by Senator Espero, seconded by Senator Ige and carried, H.B. No. 2503, H.D. 2, 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, 20. Noes, none. Excused, 5 (Fukunaga, Inouye, Kanno, Nishihara, Taniguchi).

RE-REFERRAL OF HOUSE BILLS

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

House Bill	Referred to:
No. 2045, H.D. 2	Committee on Ways and Means
No. 2399, H.D. 2	Committee on Ways and Means

RE-REFERRAL OF A SENATE CONCURRENT RESOLUTION

The Chair re-referred the following Senate concurrent resolution that was offered:

Senate Concurrent Resolution	Referred to:
No. 196	Jointly to the Committee on Water, Land, and Agriculture, the Committee on Tourism and the Committee on Intergovernmental Affairs

RE-REFERRAL OF A SENATE RESOLUTION

The Chair re-referred the following Senate resolution that was offered:

Senate Resolution	Referred to:
No. 131	Jointly to the Committee on Water, Land, and Agriculture, the Committee on Tourism and the Committee on Intergovernmental Affairs

ADJOURNMENT

At 11:44 o'clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, March 24, 2006.

THIRTY-EIGHTH DAY

Friday, March 24, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:39 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Mark del Rosario, Star of the Sea Catholic Church, after which the Roll was called showing all Senators present with the exception of Senators Ihara, Kanno and Menor who were excused.

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

STANDING COMMITTEE REPORTS

Senators Inouye and Sakamoto, for the Committee on Transportation and Government Operations and the Committee on Education and Military Affairs, presented a joint report (Stand. Com. Rep. No. 3058) recommending that H.B. No. 1904, 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 H.B. No. 1904, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC SAFETY AT PUBLIC SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Sakamoto, for the Committee on Transportation and Government Operations and the Committee on Education and Military Affairs, presented a joint report (Stand. Com. Rep. No. 3059) recommending that H.B. No. 2183, H.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 H.B. No. 2183, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY SHELTERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 3060) recommending that H.B. No. 30, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 30, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 3061) recommending that H.B. No. 1821, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 1821, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CARE HOMES," 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. 3062) recommending that H.B. No. 1995, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1995, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF A MINOR," 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. 3063) recommending that H.B. No. 2286 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 report of the Committee was adopted and H.B. No. 2286, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," 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. 3064) recommending that H.B. No. 2367, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2367, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR SERVICE PROVIDERS OF THE OFFICE OF YOUTH SERVICES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 3065) recommending that H.B. No. 3116, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 3116, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CHILDREN'S HEALTH CARE PROGRAM," 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. 3066) recommending that H.B. No. 3194, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 3194, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSION FOR NATIONAL AND COMMUNITY SERVICE," passed Second Reading and was referred to the Committee on Higher Education.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3067) recommending that H.B. No. 3217, H.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 H.B. No. 3217, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KUPUNA RECOGNITION DAY," 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. 3068) recommending that H.B. No. 2500, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2500, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," 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. 3069) recommending that H.B. No. 2204, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2204, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Chun Oakland, for the Committee on Education and Military Affairs and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 3070) recommending that H.B. No. 3237, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 3237, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Health, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 3071) recommending that H.B. No. 2097, 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 Hee, seconded by Senator Hogue and carried, the joint report of the majority of the Committees was adopted and H.B. No. 2097, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVERS," 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. 3072) recommending that H.B. No. 1869, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No.

1869, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADVERTISING BY DRUG MANUFACTURERS AND DISCLOSURE OF CLINICAL TRIALS," 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. 3073) recommending that H.B. No. 1242, H.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 report of the Committee was adopted and H.B. No. 1242, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SECTION 453-16, HAWAII REVISED STATUTES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3074) recommending that H.B. No. 2410, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2410, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3075) recommending that H.B. No. 2109, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2109, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 3076) recommending that H.B. No. 2589, H.D. 2, as amended in S.D. 1, 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 majority of the Committee was adopted and H.B. No. 2589, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 3077) recommending that H.B. No. 2857, H.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 report of the Committee was adopted and H.B. No. 2857, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 3078) recommending that H.B. No. 3053, H.D. 1, as

amended in S.D. 1, 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 H.B. No. 3053, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection and Housing.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3079) recommending that H.B. No. 2509, 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 H.B. No. 2509, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3080) recommending that H.B. No. 2655, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Judiciary and Hawaiian Affairs and 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 H.B. No. 2655, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT INVESTIGATION," passed Second Reading and was referred jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3081) recommending that H.B. No. 2747, H.D. 2, 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 H.B. No. 2747, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3082) recommending that H.B. No. 2192, H.D. 2, 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 report of the Committee was adopted and H.B. No. 2192, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3083) recommending that H.B. No. 2884, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2884, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AMBULANCE SERVICE FOR THE HAIKU REGION OF MAUI," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3084) recommending that H.B. No. 1833, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 1833, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3085) recommending that H.B. No. 3257, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 3257, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Kim, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 3086) recommending that H.B. No. 1026, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1026, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," 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. 3087) recommending that H.B. No. 1922, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1922, H.D. 1, 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 majority of the Committee on Tourism, presented a report (Stand. Com. Rep. No. 3088) recommending that H.B. No. 1923, 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 Hee, seconded by Senator Hogue and carried, the report of the majority of the Committee was adopted and H.B. No. 1923, H.D. 1, S.D. 1, 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. 3089) recommending that H.B. No. 2669, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2669, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVENTION CENTER ENTERPRISE SPECIAL FUND," 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. 3090) recommending that H.B. No. 2153, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2153, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," 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. 3091) recommending that H.B. No. 1975, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1975, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Kokubun, for the Committee on Education and Military Affairs and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 3092) recommending that H.B. No. 2610, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 2610, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," 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. 3093) recommending that H.B. No. 2743, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2743, H.D. 2, 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. 3094) recommending that H.B. No. 2962, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2962, H.D. 2, 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 Chun Oakland, for the majority of the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3095) recommending that H.B. No. 1787, 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 Hee, seconded by Senator Hogue and carried, the report of the majority of the Committee was adopted and H.B. No. 1787, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ENDANGERMENT," 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. 3096) recommending that H.B. No. 2043, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2043, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the majority of the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3097) recommending that H.B. No. 2258, 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 Hee, seconded by Senator Hogue and carried, the report of the majority of the Committee was adopted and H.B. No. 2258, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," 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. 3098) recommending that H.B. No. 2126, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2126, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY MEDICAL SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 3099) recommending that H.B. No. 2421, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2421, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERFORMING ARTS BUSINESSES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3100) recommending that H.B. No. 2587, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2587, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MARINE RESOURCES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3101) recommending that H.B. No. 3056, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 3056, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAWAI NUI MARSH," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Inouye, for the Committee on Water, Land, and Agriculture and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 3102) recommending that H.B. No. 1880, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 1880, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Inouye, for the Committee on Water, Land, and Agriculture and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 3103) recommending that H.B. No. 2805 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 H.B. No. 2805, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Hanabusa, for the Committee on Water, Land, and Agriculture and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 3104) recommending that H.B. No. 2177 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 H.B. No. 2177, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Hanabusa, for the Committee on Water, Land, and Agriculture and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 3105) recommending that H.B. No. 2248, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and

H.B. No. 2248, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KIKALA-KEOKEA," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3106) recommending that H.B. No. 2771, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2771, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN AGRICULTURAL PARK IN ROYAL KUNIA," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3107) recommending that H.B. No. 2179, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2179, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3108) recommending that H.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 H.B. No. 2974, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3109) recommending that H.B. No. 2178, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2178, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3110) recommending that H.B. No. 2803, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2803, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVEYANCE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3111) recommending that H.B. No. 2271, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2271, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NON-AGRICULTURAL PARK LANDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3112) recommending that H.B. No. 2555, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2555, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3113) recommending that H.B. No. 2132, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2132, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ACQUIRE REAL PROPERTY IN WAHIAWA, OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3114) recommending that H.B. No. 2400 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 H.B. No. 2400, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ACQUISITION OF WAIMEA VALLEY, OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kokubun and Espero, for the Committee on Water, Land, and Agriculture and the Committee on Business and Economic Development, presented a joint report (Stand. Com. Rep. No. 3115) recommending that H.B. No. 2878, H.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 H.B. No. 2878, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST TRADEWINDS FOREST PRODUCTS, LLC," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Menor, for the Committee on Media, Arts, Science and Technology and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 3116) recommending that H.B. No. 2535, 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 H.B. No. 2535, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3117) recommending that H.B. No. 2774, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2774, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Kim and Kokubun, for the Committee on Tourism and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 3118) recommending that H.B. No. 1928, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Judiciary and Hawaiian Affairs and 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 H.B. No. 1928, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means.

Senators Menor and Fukunaga, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 3119) recommending that H.B. No. 1871, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 1871, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER CREDIT REPORTING AGENCIES," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3120) recommending that H.B. No. 1796, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1796, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOTICE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3121) recommending that H.B. No. 2440, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred jointly to the Committee on Judiciary and Hawaiian Affairs and 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 H.B. No. 2440, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ATHLETE AGENTS ACT,"

passed Second Reading and was referred jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3122) recommending that H.B. No. 1800, H.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 H.B. No. 1800, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SALE OF REAL PROPERTY," 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. 3123) recommending that H.B. No. 649, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 649, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING OF REPEAT OFFENDERS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3124) recommending that H.B. No. 2315, 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 H.B. No. 2315, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," 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. 3125) recommending that H.B. No. 2039, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 2039, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DECONTAMINATION OF ILLEGAL DRUG MANUFACTURING SITES," 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. 3126) recommending that H.B. No. 2187, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2187, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY MEDICAL SERVICES," 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. 3127) recommending that H.B. No. 1417, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1417, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DESIGN PROFESSIONALS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3128) recommending that H.B. No. 2368, H.D. 2, 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 report of the Committee was adopted and H.B. No. 2368, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3129) recommending that H.B. No. 1977, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1977, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STRUCTURED SETTLEMENTS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3130) recommending that H.B. No. 3118, H.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 H.B. No. 3118, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Baker, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 3131) recommending that H.B. No. 1873, H.D. 2, 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 H.B. No. 1873, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTIONS," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators English and Menor, for the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 3132) recommending that H.B. No. 2175, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and

H.B. No. 2175, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Menor, for the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 3133) recommending that H.B. No. 3222, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 3222, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Menor, for the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 3134) recommending that H.B. No. 2619, 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 H.B. No. 2619, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Menor, for the Committee on Energy, Environment, and International Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 3135) recommending that H.B. No. 1948, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 1948, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE MANAGEMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Menor, for the Committee on Transportation and Government Operations and the Committee on Commerce, Consumer Protection and Housing, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 3136) recommending that H.B. No. 2214, 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 Hee, seconded by Senator Hogue and carried, the joint report of the majority of the Committees was adopted and H.B. No. 2214, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor, Chun Oakland and Ige, for the Committee on Commerce, Consumer Protection and Housing, the Committee on Human Services and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3137) recommending that H.B. No. 2066, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 2066, H.D. 2, S.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO HOMELESSNESS," 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. 3138) recommending that H.B. No. 2901 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 report of the Committee was adopted and H.B. No. 2901, entitled: "A BILL FOR AN ACT RELATING TO GARNISHMENT," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3139) recommending that H.B. No. 2319, H.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 H.B. No. 2319, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," 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. 3140) recommending that H.B. No. 2877, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2877, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE 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. 3141) recommending that H.B. No. 105, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 105, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3142) recommending that H.B. No. 2287, H.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 report of the Committee was adopted and H.B. No. 2287, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," passed Second Reading and was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3143) recommending that H.B. No. 1021, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1021, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Menor, for the Committee on Education and Military Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 3144) recommending that H.B. No. 2934 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 H.B. No. 2934, entitled: "A BILL FOR AN ACT RELATING TO HOMELESS VETERANS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Menor, for the Committee on Media, Arts, Science and Technology and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 3145) recommending that H.B. No. 2836, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 2836, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION SECURITY," 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 of the majority of the Committees (Stand. Com. Rep. No. 3146) recommending that H.B. No. 2181, 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 Hee, seconded by Senator Hogue and carried, the joint report of the majority of the Committees was adopted and H.B. No. 2181, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 3147) recommending that H.B. No. 2419, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2419, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Hee, Sakamoto and Inouye, for the Committee on Higher Education, the Committee on Education and Military Affairs and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 3148) recommending that H.B. No. 1866, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 1866, H.D. 1, 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 Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3149) recommending that H.B. No. 2040, H.D. 2, 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 H.B. No. 2040, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE SENATOR HIRAM L. FONG SCHOLARSHIP PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3150) recommending that H.B. No. 3158, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 3158, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Inouye, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 3151) recommending that H.B. No. 2240 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 H.B. No. 2240, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Kokubun, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Water, Land, and Agriculture, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 3152) recommending that H.B. No. 2994, 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 Hee, seconded by Senator Hogue and carried, the joint report of the majority of the Committees was adopted and H.B. No. 2994, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND ACQUISITION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Kokubun, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 3153) recommending that H.B. No. 3067, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 3067, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Kokubun, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Water, Land, and Agriculture, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 3154) recommending that H.B. No. 2566, 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 Hee, seconded by Senator Hogue and carried, the joint report of the majority of the Committees was adopted and H.B. No. 2566, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," 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. 3155) recommending that H.B. No. 1852, 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 H.B. No. 1852, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CONDEMNATION OF LAND IN NANAKULI, OAHU, FOR A PUBLIC HOUSING PROJECT," 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. 3156) recommending that H.B. No. 3115, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 3115, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PETROLEUM INDUSTRY," 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. 3157) recommending that H.B. No. 2966, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2966, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," 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. 3158) recommending that H.B. No. 3036, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 3036, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTS," 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. 3159) recommending that H.B. No. 2991, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2991, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," 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. 3160) recommending that H.B. No. 2239, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2239, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND ACQUISITION," 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. 3161) recommending that H.B. No. 2176, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2176, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Menor and Kokubun, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 3162) recommending that H.B. No. 2964, 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 Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.B. No. 2964, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3163) recommending that H.B. No. 2508, H.D. 2, as amended in S.D. 1, 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 H.B. No. 2508, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WAIVER OF ABANDONED VEHICLE PUBLIC AUCTION REQUIREMENTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 28, 2006.

Senators Sakamoto and Inouye, for the Committee on Education and Military Affairs and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 3164) recommending that S.C.R. No. 12, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3164 and S.C.R. No. 12, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF DEFENSE PRESENT A HOMELAND SECURITY PLAN TO THE LEGISLATURE," was deferred until Tuesday, March 28, 2006.

Senators Sakamoto and Inouye, for the Committee on Education and Military Affairs and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 3165) recommending that S.R. No. 2, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3165 and S.R. No. 2, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF DEFENSE PRESENT A HOMELAND SECURITY PLAN TO THE LEGISLATURE," was deferred until Tuesday, March 28, 2006.

ORDER OF THE DAY

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM THURSDAY, MARCH 23, 2006

Stand. Com. Rep. No. 3055 (S.C.R. No. 16):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 16, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE CENTER FOR NURSING AT THE UNIVERSITY OF HAWAII TO INVESTIGATE AND RECOMMEND WAYS TO ASSIST THE PUBLIC AND PRIVATE SECTORS TO RELIEVE THE NURSING SHORTAGE AND ENSURE A CONTINUOUS, ADEQUATE SUPPLY OF NURSES TO STAFF HOSPITALS AND OTHER MEDICAL FACILITIES IN THE STATE," was adopted.

Stand. Com. Rep. No. 3056 (S.R. No. 6):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 6, entitled: "SENATE RESOLUTION REQUESTING THE HAWAII STATE CENTER FOR NURSING AT THE UNIVERSITY OF HAWAII TO INVESTIGATE AND RECOMMEND WAYS TO ASSIST THE PUBLIC AND PRIVATE SECTORS TO RELIEVE THE NURSING SHORTAGE AND ENSURE A CONTINUOUS, ADEQUATE SUPPLY OF NURSES TO STAFF HOSPITALS AND OTHER MEDICAL FACILITIES IN THE STATE," was adopted.

At 11:46 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:46 o'clock a.m.

THIRD READING

H.B. No. 1983, H.D. 1, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, H.B. No. 1983, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Ihara, Kanno, Menor).

H.B. No. 2207, H.D. 1, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, H.B. No. 2207, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Ihara, Kanno, Menor).

H.B. No. 2898, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, H.B. No. 2898, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ARBITRATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Ihara, Kanno, Menor).

H.B. No. 2899, H.D. 1, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, H.B. No. 2899, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JUDGMENT LIENS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Ihara, Kanno, Menor).

H.B. No. 2900:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, H.B. No. 2900, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC VOTING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Ihara, Kanno, Menor).

H.B. No. 2098, H.D. 1, S.D. 1:

On motion by Senator Baker, seconded by Senator Chun Oakland and carried, H.B. No. 2098, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Ihara, Kanno, Menor).

HOUSE COMMUNICATIONS

MATTERS DEFERRED FROM THURSDAY, MARCH 23, 2006

H.C.R. No. 19 (Hse. Com. No. 357):

By unanimous consent, action on H.C.R. No. 19, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES TO STUDY POTENTIAL USE OF WATERWAYS AND LANDS WITHIN PEARL HARBOR UNDER FEDERAL JURISDICTION FOR PUBLIC TRANSPORTATION," was deferred until Tuesday, March 28, 2006.

H.C.R. No. 53 (Hse. Com. No. 358):

By unanimous consent, action on H.C.R. No. 53, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND THE

COUNTY FIRE CHIEFS TO COLLABORATE AND COOPERATE TO REACH A MUTUALLY AGREEABLE SOLUTION OVER FIRE INSPECTION RESPONSIBILITIES AT THE HONOLULU INTERNATIONAL AIRPORT AND OTHER STATE AIRPORTS," was deferred until Tuesday, March 28, 2006.

ADJOURNMENT

At 11:48 o'clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, March 28, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

THIRTY-NINTH DAY

Tuesday, March 28, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:40 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Lorraine R. Inouye, Hawaii State Senate, after which the Roll was called showing all Senators present with the exception of Senator Hanabusa who was excused.

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

Senator Baker, on behalf of President Bunda, introduced Dr. Ed Cadman, former Dean of the John A. Burns School of Medicine at the University of Hawaii. Accompanying Dr. Cadman was interim Dean T. Samuel Shomaker, MD, JD.

At this time, the President invited Dr. Cadman to the podium to address the members of the Senate.

Dr. Cadman addressed the members of the Senate as follows:

"I am honored and humbled by this proclamation. I view the state as a key partner, and you have demonstrated your wisdom and leadership over the years providing operating dollars to sustain utilities, administration, and the key faculty of the school. You took courage and risk to believe in our dreams. We have the most modern well-equipped medical school in the nation.

"I predicted in March 2000, when I first wrote the detailed description of our vision and submitted it to you, the new grant and contract revenues would be \$35 million. It was \$60 million last year. This would have not happened without your support. I want to thank everybody at the medical school – faculty, students and the support staff – for following our aggressive strategic plan. Interim dean, Sam Shomaker, is doing an outstanding job in following our dream.

"The renaissance and revitalization is happening in Kakaako. One of the reasons is the medical school. There is great interest to create and develop a life science and biotechnology industry in our state, the majority of which would be surrounding our medical school in Kakaako.

"Keep the vision. There will be darkness and tunnels occasionally. Go through them with your headlights on. Don't slow down.

"I want to thank you again for honoring me. Thank you."

At 12:06 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:16 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 314 to 361) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 314, submitting for consideration and confirmation to the State Board of Public Accountancy, the nomination of GORDON D. CIANO, term to expire June 30,

2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 315, submitting for consideration and confirmation to the Board of Agriculture, the nomination of CARL A. CARLSON, JR., term to expire June 30, 2010, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 316, submitting for consideration and confirmation to the Kauai Aquatic Life and Wildlife Advisory Committee, the nomination of LOIS FUJISHIGE, term to expire June 30, 2010, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 317, submitting for consideration and confirmation to the Civil Defense Advisory Council, the nomination of ANTHONY D. CASTBERG, term to expire June 30, 2010, was referred to the Committee on Transportation and Government Operations.

Gov. Msg. No. 318, submitting for consideration and confirmation to the Hawaii Community Development Authority (HCDA), the nomination of EVELYN E. SOUZA, term to expire June 30, 2010, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 319, submitting for consideration and confirmation to the Community-Based Economic Development Advisory Council, the nomination of LORRAINE M. MENDOZA, term to expire June 30, 2010, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 320, submitting for consideration and confirmation to the Board of Trustees of the Deferred Compensation Plan, the nomination of SANDRA YAHIRO, term to expire June 30, 2010, was referred to the Committee on Labor.

Gov. Msg. No. 321, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of JEAN L. JOHNSON, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 322, submitting for consideration and confirmation to the Disability and Communication Access Board, the nomination of SHARON MONELANI FOUNTAIN, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 323, submitting for consideration and confirmation to the Disability and Communication Access Board, the nomination of BRIAN KAJIYAMA, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 324, submitting for consideration and confirmation to the Disability and Communication Access Board, the nomination of CHRISTINA M. PILKINGTON, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 325, submitting for consideration and confirmation to the Emergency Medical Services Advisory Committee, the nomination of DAVID WILLIAM MAY, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 326, submitting for consideration and confirmation to the Environmental Council, the nomination of

GAIL LEANNE GRABOWSKY, term to expire June 30, 2010, was referred to the Committee on Energy, Environment, and International Affairs.

Gov. Msg. No. 327, submitting for consideration and confirmation to the Hawaiian Homes Commission, the nomination of DONALD S.M. CHANG, term to expire June 30, 2007, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 328, submitting for consideration and confirmation to the Hawaiian Homes Commission, the nomination of FRANCIS KAHOU LUM, term to expire June 30, 2010, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 329, submitting for consideration and confirmation to the Health Planning Council, Hawaii County Subarea, the nomination of JULIETTE M. TULANG, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 330, submitting for consideration and confirmation to the Health Planning Council, Honolulu Subarea, the nomination of JENNIFER DIESMAN, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 331, submitting for consideration and confirmation to the Health Planning Council, Honolulu Subarea, the nomination of DARYL-JEAN WONG, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 332, submitting for consideration and confirmation to the Health Planning Council, Maui County Subarea, the nomination of ANGES M. GROFF, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 333, submitting for consideration and confirmation to the State Highway Safety Council, the nomination of JOHN T. KAIZUKA, term to expire June 30, 2009, was referred to the Committee on Transportation and Government Operations.

Gov. Msg. No. 334, submitting for consideration and confirmation to the Hawaii Historic Places Review Board, the nomination of KIYOSHI IKEDA, PH. D., term to expire June 30, 2010, was referred to the Committee on Media, Arts, Science and Technology.

Gov. Msg. No. 335, submitting for consideration and confirmation to the Board of Directors of the Housing and Community Development Corporation of Hawaii (HCDCH), the nomination of BETTY LOU LARSON, term to expire June 30, 2006, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 336, submitting for consideration and confirmation to the Statewide Council on Independent Living, the nomination of LINDA ANN WATSON, term to expire June 30, 2009, was referred to the Committee on Human Services.

Gov. Msg. No. 337, submitting for consideration and confirmation to the Land Use Commission, the nomination of RANSOM A.K. PILTZ, term to expire June 30, 2010, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 338, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Hawaii Service Area Board, the nomination of JAMAL F. WASAN PHD, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 339, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Hawaii Service Area Board, the nomination of GLENN ALBERT WEBSTER, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 340, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Kauai Service Area Board, the nomination of BRENDA K. VIADO MA, BAE, CRC, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 341, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Oahu Service Area Board, the nomination of RICHARD CHARLES JACKSON, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 342, submitting for consideration and confirmation to the Natural Area Reserve System Commission, the nomination of JAMES D. JACOBI PHD, term to expire June 30, 2010, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 343, submitting for consideration and confirmation to the Board of Physical Therapy, the nomination of GILBERT PERRY HAGER MD, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 344, submitting for consideration and confirmation to the Board of Private Detectives and Guards, the nomination of THOMAS M. PHILLIPS, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 345, submitting for consideration and confirmation to the Board of Psychology, the nomination of ALLYSON M. TANOUYE, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 346, submitting for consideration and confirmation to the Radiologic Technology Board, the nomination of ADLEEN ICHINOSE, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 347, submitting for consideration and confirmation to the Radiologic Technology Board, the nomination of LESTER UYEDA, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 348, submitting for consideration and confirmation to the Real Estate Commission, the nomination of LOUIS E. ABRAMS, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 349, submitting for consideration and confirmation to the Board of Registration of the Island of Hawaii, the nomination of BEVERLY JEAN WITHINGTON, term to expire June 30, 2010, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 350, submitting for consideration and confirmation to the Board of Registration of the Island of Oahu, the nomination of LISA KEALA CARTER, term to expire June 30, 2010, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 351, submitting for consideration and confirmation to the State Rehabilitation Council, the nomination of GENE R. DESCALZI, term to expire June 30, 2009, was referred to the Committee on Human Services.

Gov. Msg. No. 352, submitting for consideration and confirmation to the State Rehabilitation Council, the nomination of DEBRA T. FARMER, term to expire June 30, 2009, was referred to the Committee on Human Services.

Gov. Msg. No. 353, submitting for consideration and confirmation to the State Rehabilitation Council, the nomination of NANCY G. KINGHORN, term to expire June 30, 2009, was referred to the Committee on Human Services.

Gov. Msg. No. 354, submitting for consideration and confirmation to the State Rehabilitation Council, the nomination of LORNA L.U. OTA, term to expire June 30, 2009, was referred to the Committee on Human Services.

Gov. Msg. No. 355, submitting for consideration and confirmation to the Small Business Regulatory Review Board, the nomination of LYNNE E. WOODS, term to expire June 30, 2010, was referred to the Committee on Business and Economic Development.

Gov. Msg. No. 356, submitting for consideration and confirmation to the Board of Directors of the Hawaii Tourism Authority, the nomination of VERNON FOOK LEONG CHAR, term to expire June 30, 2010, was referred to the Committee on Tourism.

Gov. Msg. No. 357, submitting for consideration and confirmation to the Board of Directors of the Hawaii Tourism Authority, the nomination of KAWAIKAPUOKALANI K. HEWETT, term to expire June 30, 2010, was referred to the Committee on Tourism.

Gov. Msg. No. 358, submitting for consideration and confirmation to the Board of Directors of the Hawaii Tourism Authority, the nomination of MICHAEL K. KOBAYASHI, term to expire June 30, 2010, was referred to the Committee on Tourism.

Gov. Msg. No. 359, submitting for consideration and confirmation to the Board of Directors of the Hawaii Tourism Authority, the nomination of JOHN J. TONER, term to expire June 30, 2010, was referred to the Committee on Tourism.

Gov. Msg. No. 360, submitting for consideration and confirmation to the Commission on Transportation, the nomination of DAVID RAY MARSHALL, term to expire June 30, 2010, was referred to the Committee on Transportation and Government Operations.

Gov. Msg. No. 361, submitting for consideration and confirmation to the Board of Regents of the University of Hawaii, the nomination of JAMES J.C. HAYNES II, term to expire June 30, 2010, was referred to the Committee on Higher Education.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 359 to 366) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 359, transmitting H.B. No. 970, H.D. 1, which passed Third Reading in the House of Representatives on March 24, 2006, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, H.B. No. 970, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY RELIEF FOR NATURAL DISASTERS," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 360, returning S.B. No. 2193, S.D. 1, which passed Third Reading in the House of Representatives on March 24, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2193, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 361, returning S.B. No. 2489, which passed Third Reading in the House of Representatives on March 24, 2006, was placed on file.

Hse. Com. No. 362, returning S.B. No. 2591, which passed Third Reading in the House of Representatives on March 24, 2006, was placed on file.

Hse. Com. No. 363, returning S.B. No. 2601, which passed Third Reading in the House of Representatives on March 24, 2006, was placed on file.

Hse. Com. No. 364, returning S.B. No. 2604, which passed Third Reading in the House of Representatives on March 24, 2006, was placed on file.

Hse. Com. No. 365, returning S.B. No. 3066, S.D. 1, which passed Third Reading in the House of Representatives on March 24, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 3066, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 366, informing the Senate that the House has disagreed to the amendments proposed by the Senate to H.B. No. 2503, H.D. 2 (S.D. 1), was placed on file.

STANDING COMMITTEE REPORTS

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3166), recommending that S.C.R. No. 144, as amended in S.D. 1, be referred to the Committee on Health.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 144, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEVELOPMENT OF A LONG-TERM CARE INFRASTRUCTURE PLAN FOR HAWAII TO ENSURE PUBLIC SAFETY WHILE SUPPORTING AGING IN PLACE," was referred to the Committee on Health.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3167), recommending that S.R. No. 89, as amended in S.D. 1, be referred to the Committee on Health.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 89, S.D. 1, entitled: "SENATE RESOLUTION URGING THE DEVELOPMENT OF A LONG-TERM CARE INFRASTRUCTURE PLAN FOR HAWAII TO ENSURE

PUBLIC SAFETY WHILE SUPPORTING AGING IN PLACE," was referred to the Committee on Health.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3168) recommending that S.R. No. 37 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3168 and S.R. No. 37, entitled: "SENATE RESOLUTION URGING THE OWNERS OF KUKUI GARDENS TO SELL THE PROJECT TO A QUALIFIED AFFORDABLE HOUSING NON-PROFIT ORGANIZATION," was deferred until Thursday, March 30, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3169) recommending that S.C.R. No. 58 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3169 and S.C.R. No. 58, entitled: "SENATE CONCURRENT RESOLUTION URGING THE OWNERS OF KUKUI GARDENS TO SELL THE PROJECT TO A QUALIFIED AFFORDABLE HOUSING NON-PROFIT ORGANIZATION," was deferred until Thursday, March 30, 2006.

ORDER OF THE DAY

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM FRIDAY, MARCH 24, 2006

Stand. Com. Rep. No. 3164 (S.C.R. No. 12, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 12, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF DEFENSE PRESENT A HOMELAND SECURITY PLAN TO THE LEGISLATURE," was adopted.

Stand. Com. Rep. No. 3165 (S.R. No. 2, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 2, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF DEFENSE PRESENT A HOMELAND SECURITY PLAN TO THE LEGISLATURE," was adopted.

THIRD READING

H.B. No. 1982, H.D. 2, S.D. 1:

By unanimous consent, action on H.B. No. 1982, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FISH," was deferred until Thursday, March 30, 2006.

H.B. No. 1984, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 1984, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONVICTION DATA," was deferred until Thursday, March 30, 2006.

H.B. No. 2299, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 2299, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 803," was deferred until Thursday, March 30, 2006.

H.B. No. 2896:

By unanimous consent, action on H.B. No. 2896, entitled: "A BILL FOR AN ACT RELATING TO EMOTIONAL DISTRESS," was deferred until Thursday, March 30, 2006.

H.B. No. 3253, S.D. 1:

By unanimous consent, action on H.B. No. 3253, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," was deferred until Thursday, March 30, 2006.

H.B. No. 2508, H.D. 2, S.D. 1:

By unanimous consent, action on H.B. No. 2508, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WAIVER OF ABANDONED VEHICLE PUBLIC AUCTION REQUIREMENTS," was deferred until Thursday, March 30, 2006.

HOUSE COMMUNICATIONS

MATTERS DEFERRED FROM FRIDAY, MARCH 24, 2006

H.C.R. No. 19 (Hse. Com. No. 357):

By unanimous consent, action on H.C.R. No. 19, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES TO STUDY POTENTIAL USE OF WATERWAYS AND LANDS WITHIN PEARL HARBOR UNDER FEDERAL JURISDICTION FOR PUBLIC TRANSPORTATION," was deferred until Thursday, March 30, 2006.

H.C.R. No. 53 (Hse. Com. No. 358):

By unanimous consent, action on H.C.R. No. 53, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND THE COUNTY FIRE CHIEFS TO COLLABORATE AND COOPERATE TO REACH A MUTUALLY AGREEABLE SOLUTION OVER FIRE INSPECTION RESPONSIBILITIES AT THE HONOLULU INTERNATIONAL AIRPORT AND OTHER STATE AIRPORTS," was deferred until Thursday, March 30, 2006.

RE-REFERRAL OF A HOUSE BILL

The Chair re-referred the following House bill that was received:

House Bill	Referred to:
No. 2057, H.D. 2	Committee on Health

ADJOURNMENT

At 12:19 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, March 30, 2006.

FORTIETH DAY

Thursday, March 30, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:37 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Wendy Tajima, Waipahu United Church of Christ, after which the Roll was called showing all Senators present with the exception of Senator Trimble who was excused.

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

At 12:05 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:13 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 362 and 363) were read by the Clerk and were placed on file:

Gov. Msg. No. 362, dated February 22, 2006, transmitting the Hawaii Coastal Zone Management Program Annual Report for Fiscal Year Ending June 30, 2005, prepared by the Department of Business, Economic Development and Tourism, Office of Planning, pursuant to Section 205A-3, HRS.

Gov. Msg. No. 363, dated March 15, 2006, transmitting Hawaii's Sister State/Cities Program Report, prepared by the Department of Business, Economic Development and Tourism, Strategic Marketing and Support Division, pursuant to Section 201-84, HRS.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 367 to 385) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 367, informing the Senate that the House has disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 1983, H.D. 1 (S.D. 1);
H.B. No. 2098, H.D. 1 (S.D. 1);
H.B. No. 2207, H.D. 1 (S.D. 1);
H.B. No. 2898 (S.D. 1); and
H.B. No. 2899, H.D. 1 (S.D. 1),

was placed on file.

Hse. Com. No. 368, returning S.B. No. 706, S.D. 2, which passed Third Reading in the House of Representatives on March 28, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 706, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 369, returning S.B. No. 826, which passed Third Reading in the House of Representatives on March 28, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 826 and requested a conference on the subject matter thereof.

Hse. Com. No. 370, returning S.B. No. 895, S.D. 1, which passed Third Reading in the House of Representatives on March 28, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 895, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 371, returning S.B. No. 2255, S.D. 1, which passed Third Reading in the House of Representatives on March 28, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2255, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 372, returning S.B. No. 2283, S.D. 1, which passed Third Reading in the House of Representatives on March 28, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2283, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 373, returning S.B. No. 2430, S.D. 2, which passed Third Reading in the House of Representatives on March 28, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2430, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 374, returning S.B. No. 2501, S.D. 1, which passed Third Reading in the House of Representatives on March 28, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2501, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 375, returning S.B. No. 2506, which passed Third Reading in the House of Representatives on March 28, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2506 and requested a conference on the subject matter thereof.

Hse. Com. No. 376, returning S.B. No. 2603, S.D. 1, which passed Third Reading in the House of Representatives on March 28, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2603, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 377, returning S.B. No. 2924, S.D. 1, which passed Third Reading in the House of Representatives on March 28, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2924, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 378, returning S.B. No. 2941, S.D. 1, which passed Third Reading in the House of Representatives on March 28, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2941, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 379, transmitting H.C.R. No. 39, H.D. 1, which was adopted by the House of Representatives on March 28, 2006, was placed on file.

By unanimous consent, H.C.R. No. 39, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO ESTABLISH A HAWAII PORT AUTHORITY TASK FORCE TO DETERMINE THE FEASIBILITY OF ESTABLISHING A HAWAII PORT AUTHORITY," was referred jointly to the Committee on Transportation and Government Operations and the Committee on Water, Land, and Agriculture.

Hse. Com. No. 380, transmitting H.C.R. No. 40, H.D. 1, which was adopted by the House of Representatives on March 28, 2006, was placed on file.

By unanimous consent, H.C.R. No. 40, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONTINUE TO COLLABORATE WITH THE HAWAII HARBOR USERS GROUP TO IMPLEMENT PLANNED IMPROVEMENTS AND CONSTRUCTION TO IMPROVE CARGO TERMINAL AND CONTAINER FACILITIES AT HONOLULU HARBOR, KAHULUI HARBOR, AND HILO HARBOR, AND COMMENDING AND CONGRATULATING THE DEPARTMENT OF TRANSPORTATION AND THE HAWAII HARBOR USERS GROUP FOR THEIR FINE WORK IN COMPLETING THE HAWAII HARBOR USERS GROUP'S REPORT," was referred to the Committee on Transportation and Government Operations.

Hse. Com. No. 381, transmitting H.C.R. No. 43, which was adopted by the House of Representatives on March 28, 2006, was placed on file.

By unanimous consent, H.C.R. No. 43, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO INCREASE THE NUMBER OF SAFETY SIGNS ALONG MAMALAOHA HIGHWAY AND QUEEN KAAHUMANU HIGHWAY AND TO EXPEDITE THE CREATION OF A DIVIDED HIGHWAY FROM KAILUA-KONA TO KAWAIHAE," was referred to the Committee on Transportation and Government Operations.

Hse. Com. No. 382, transmitting H.C.R. No. 51, which was adopted by the House of Representatives on March 28, 2006, was placed on file.

By unanimous consent, H.C.R. No. 51, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE

UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO ASSIST IN THE PRIVATIZATION OF ITS PALOLO VALLEY HOMES PROJECT," was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 383, transmitting H.C.R. No. 54, which was adopted by the House of Representatives on March 28, 2006, was placed on file.

By unanimous consent, H.C.R. No. 54, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO COMPLY WITH COUNTY ORDINANCES AND STANDARDS RELATING TO OUTSIDE LIGHTING AT AIRPORTS AND HARBORS, AND TO PROVIDE CUT-OFF OR FULLY SHIELDED LENS FIXTURES TO DIRECT ARTIFICIAL LIGHTING DOWNWARD TO PREVENT DIFFUSION OF THE LIGHT INTO THE ATMOSPHERE, ON THE ISLAND OF HAWAII AND THE ISLAND OF MAUI," was referred to the Committee on Transportation and Government Operations.

Hse. Com. No. 384, transmitting H.C.R. No. 79, which was adopted by the House of Representatives on March 28, 2006, was placed on file.

By unanimous consent, H.C.R. No. 79, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HARBORS DIVISION OF THE DEPARTMENT OF TRANSPORTATION TO PROCEED WITH EXECUTING THE TEN-YEAR LEASE APPROVED BY THE DEPARTMENT OF LAND AND NATURAL RESOURCES FOR PACIFIC SHIPYARDS INTERNATIONAL TO CONTINUE TO PROVIDE VITAL SHIP REPAIR SERVICES TO THE MARITIME COMMUNITY FROM ITS EXISTING HONOLULU HARBOR FACILITY," was referred jointly to the Committee on Transportation and Government Operations and the Committee on Water, Land, and Agriculture.

Hse. Com. No. 385, informing the Senate that the Speaker on March 29, 2006, has discharged all House conferees listed on the House and Senate action sheets dated Tuesday, March 28, 2006, for the following bills:

H.B. No. 97, H.D. 2, S.D. 2;
 H.B. No. 128, H.D. 2, S.D. 2;
 H.B. No. 138, H.D. 1, S.D. 1;
 H.B. No. 169, H.D. 1, S.D. 1;
 H.B. No. 214, H.D. 1, S.D. 1;
 H.B. No. 222, S.D. 2;
 H.B. No. 244, H.D. 1, S.D. 1;
 H.B. No. 256, S.D. 1;
 H.B. No. 328, S.D. 1;
 H.B. No. 330, H.D. 1, S.D. 2;
 H.B. No. 416, H.D. 2, S.D. 2;
 H.B. No. 429, H.D. 1, S.D. 1;
 H.B. No. 434, S.D. 1;
 H.B. No. 466, H.D. 2, S.D. 2;
 H.B. No. 471, H.D. 2, S.D. 2;
 H.B. No. 488, S.D. 2;
 H.B. No. 491, S.D. 2;
 H.B. No. 505, H.D. 1, S.D. 2;
 H.B. No. 584, H.D. 1, S.D. 1;
 H.B. No. 588, H.D. 1, S.D. 1;
 H.B. No. 644, H.D. 1, S.D. 1;
 H.B. No. 704, H.D. 1, S.D. 2;
 H.B. No. 792, H.D. 1, S.D. 2;
 H.B. No. 833, H.D. 1, S.D. 1;
 H.B. No. 842, S.D. 1;
 H.B. No. 862, H.D. 2, S.D. 2;
 H.B. No. 863, H.D. 2, S.D. 2;

H.B. No. 868, H.D. 2, S.D. 1;
 H.B. No. 875, H.D. 2, S.D. 2;
 H.B. No. 906, H.D. 1, S.D. 1;
 H.B. No. 912, H.D. 1, S.D. 1;
 H.B. No. 938, H.D. 1, S.D. 1;
 H.B. No. 954, H.D. 1, S.D. 2;
 H.B. No. 955, H.D. 1, S.D. 2;
 H.B. No. 957, H.D. 1, S.D. 1;
 H.B. No. 997, H.D. 1, S.D. 2;
 H.B. No. 998, H.D. 2, S.D. 2;
 H.B. No. 1082, H.D. 3, S.D. 2;
 H.B. No. 1132, H.D. 1, S.D. 2;
 H.B. No. 1136, H.D. 3, S.D. 2;
 H.B. No. 1152, H.D. 1, S.D. 1;
 H.B. No. 1200, H.D. 2, S.D. 2;
 H.B. No. 1214, H.D. 2, S.D. 2;
 H.B. No. 1278, H.D. 2, S.D. 1;
 H.B. No. 1280, H.D. 1, S.D. 2;
 H.B. No. 1303, H.D. 2, S.D. 2;
 H.B. No. 1331, H.D. 1, S.D. 2;
 H.B. No. 1360, H.D. 2, S.D. 2;
 H.B. No. 1433, S.D. 2;
 H.B. No. 1442, H.D. 2, S.D. 2;
 H.B. No. 1536, H.D. 1, S.D. 1;
 H.B. No. 1590, H.D. 2, S.D. 2;
 H.B. No. 1605, H.D. 1, S.D. 2;
 H.B. No. 1645, H.D. 1, S.D. 2;
 H.B. No. 1713, H.D. 1, S.D. 2;
 H.B. No. 1728, H.D. 1, S.D. 2;
 H.B. No. 1784, H.D. 2, S.D. 2;
 S.B. No. 97, S.D. 1, H.D. 1;
 S.B. No. 101, H.D. 1;
 S.B. No. 120, S.D. 1, H.D. 1;
 S.B. No. 244, S.D. 2, H.D. 1;
 S.B. No. 433, S.D. 2, H.D. 1;
 S.B. No. 440, S.D. 1, H.D. 1;
 S.B. No. 467, S.D. 2, H.D. 2;
 S.B. No. 486, S.D. 2, H.D. 1;
 S.B. No. 561, S.D. 1, H.D. 1;
 S.B. No. 575, S.D. 1, H.D. 1;
 S.B. No. 607, S.D. 1, H.D. 1;
 S.B. No. 637, S.D. 2, H.D. 1;
 S.B. No. 751, S.D. 2, H.D. 2;
 S.B. No. 801, S.D. 2, H.D. 1;
 S.B. No. 819, S.D. 1, H.D. 1;
 S.B. No. 873, S.D. 2, H.D. 2;
 S.B. No. 935, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 959, S.D. 2, H.D. 1;
 S.B. No. 971, S.D. 2, H.D. 1;
 S.B. No. 982, S.D. 2, H.D. 1;
 S.B. No. 1022, S.D. 1, H.D. 1;
 S.B. No. 1065, S.D. 2, H.D. 1;
 S.B. No. 1081, S.D. 2, H.D. 1;
 S.B. No. 1114, S.D. 1, H.D. 1;
 S.B. No. 1129, S.D. 2, H.D. 1;
 S.B. No. 1137, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1141, S.D. 1, H.D. 2;
 S.B. No. 1193, S.D. 1, H.D. 1;
 S.B. No. 1201, S.D. 2, H.D. 3;
 S.B. No. 1221, S.D. 2, H.D. 1;
 S.B. No. 1268, S.D. 2, H.D. 2;
 S.B. No. 1410, S.D. 1, H.D. 1;
 S.B. No. 1461, S.D. 2, H.D. 1;
 S.B. No. 1557, S.D. 2, H.D. 2;
 S.B. No. 1583, S.D. 1, H.D. 1;
 S.B. No. 1584, S.D. 1, H.D. 1;
 S.B. No. 1636, S.D. 2, H.D. 1;
 S.B. No. 1650, S.D. 2, H.D. 1;
 S.B. No. 1695, S.D. 2, H.D. 2;
 S.B. No. 1697, S.D. 2, H.D. 1;
 S.B. No. 1698, S.D. 2, H.D. 1;

S.B. No. 1740, S.D. 1, H.D. 1;
 S.B. No. 1745, S.D. 1, H.D. 1;
 S.B. No. 1747, S.D. 2, H.D. 1;
 S.B. No. 1781, H.D. 1;
 S.B. No. 1792, S.D. 1, H.D. 1;
 S.B. No. 1854, S.D. 1, H.D. 2;
 S.B. No. 1888, S.D. 1, H.D. 1;
 S.B. No. 1893, H.D. 1; and
 S.B. No. 1897, S.D. 2, H.D. 2,

was placed on file.

STANDING COMMITTEE REPORTS

Senator Espero, for the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 3170) recommending that the Senate advise and consent to the nomination of CHARLES K.H. AU to the Small Business Regulatory Review Board, in accordance with Gov. Msg. No. 250.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3170 and Gov. Msg. No. 250 was deferred until Friday, March 31, 2006.

Senator Espero, for the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 3171) recommending that the Senate advise and consent to the nomination of JOHN ISOBE to the Community-Based Economic Development Advisory Council, in accordance with Gov. Msg. No. 258.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3171 and Gov. Msg. No. 258 was deferred until Friday, March 31, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3172) recommending that the Senate advise and consent to the nominations to the Mental Health and Substance Abuse, Maui Service Area Board, of the following:

THOMAS E. ABBOTT SR., in accordance with Gov. Msg. No. 280;

DONNA DARLENE HANSEN, in accordance with Gov. Msg. No. 281; and

EILEEN ANNE LANG, in accordance with Gov. Msg. No. 282.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3172 and Gov. Msg. Nos. 280, 281 and 282 was deferred until Friday, March 31, 2006.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 3173), recommending that S.R. No. 40, as amended in S.D. 1, be referred to the Committee on Education and Military Affairs.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 40, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT LEGISLATION REQUIRING THE UNITED STATES DEPARTMENT OF DEFENSE TO LOCATE AND REMOVE CHEMICAL AND CONVENTIONAL MUNITIONS DUMPED AT SEA," was referred to the Committee on Education and Military Affairs.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 3174), recommending that S.C.R. No. 63, as amended in S.D. 1, be referred to the Committee on Education and Military Affairs.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 63, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT LEGISLATION REQUIRING THE UNITED STATES DEPARTMENT OF DEFENSE TO LOCATE AND REMOVE CHEMICAL AND CONVENTIONAL MUNITIONS DUMPED AT SEA," was referred to the Committee on Education and Military Affairs.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3175) recommending that H.B. No. 3250, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 3250, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUPERSEDEAS BONDS," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 3, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3176) recommending that H.B. No. 386, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 386, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURTS," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 3, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3177) recommending that H.B. No. 877, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 877, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 3, 2006.

Senator Hanabusa, for the majority of the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3178) recommending that H.B. No. 1233, 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 Hee, seconded by Senator Hogue and carried, the report of the majority of the Committee was adopted and H.B. No. 1233, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 3, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3179) recommending that H.B. No. 2282, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2282, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 846E," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 3, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3180) recommending that H.B. No. 2897, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2897, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO APPELLATE JURISDICTION," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 3, 2006.

Senators English and Fukunaga, for the Committee on Energy, Environment, and International Affairs and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 3181) recommending that S.R. No. 54 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3181 and S.R. No. 54, entitled: "SENATE RESOLUTION RECOGNIZING THE IMPORTANCE OF A CULTURAL EXCHANGE BETWEEN THE PEOPLE OF HAWAII AND THE ISLAND OF RA'IA TEA AND REQUESTING KE ALA 'OLINO NATIVE CULTURAL CENTER TO CONVENE A TASK FORCE TO HELP FACILITATE A CULTURAL EXCHANGE," was deferred until Friday, March 31, 2006.

Senators English and Fukunaga, for the Committee on Energy, Environment, and International Affairs and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 3182) recommending that S.C.R. No. 83 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3182 and S.C.R. No. 83, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING THE IMPORTANCE OF A CULTURAL EXCHANGE BETWEEN THE PEOPLE OF HAWAII AND THE ISLAND OF RA'IA TEA AND REQUESTING KE ALA 'OLINO NATIVE CULTURAL CENTER TO CONVENE A TASK FORCE TO HELP FACILITATE A CULTURAL EXCHANGE," was deferred until Friday, March 31, 2006.

Senators Ige and Menor, for the Committee on Intergovernmental Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 3183) recommending that S.C.R. No. 107 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3183 and S.C.R. No. 107, entitled: "SENATE CONCURRENT RESOLUTION URGING THE COUNTY COUNCILS TO ASSIST LOW-INCOME HOMEOWNERS," was deferred until Friday, March 31, 2006.

Senators Ige and Menor, for the Committee on Intergovernmental Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 3184) recommending that S.R. No. 63 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3184 and S.R. No. 63, entitled: "SENATE RESOLUTION URGING THE COUNTY COUNCILS TO ASSIST LOW-INCOME HOMEOWNERS," was deferred until Friday, March 31, 2006.

ORDER OF THE DAY

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM TUESDAY, MARCH 28, 2006

Stand. Com. Rep. No. 3168 (S.R. No. 37):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 37, entitled: "SENATE RESOLUTION URGING THE OWNERS OF KUKUI GARDENS TO SELL THE PROJECT TO A QUALIFIED AFFORDABLE HOUSING NON-PROFIT ORGANIZATION," was adopted, with Senator Hemmings voting "No."

Stand. Com. Rep. No. 3169 (S.C.R. No. 58):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 58, entitled: "SENATE CONCURRENT RESOLUTION URGING THE OWNERS OF KUKUI GARDENS TO SELL THE PROJECT TO A QUALIFIED AFFORDABLE HOUSING NON-PROFIT ORGANIZATION," was adopted, with Senator Hemmings voting "No."

THIRD READING

MATTERS DEFERRED FROM TUESDAY, MARCH 28, 2006

H.B. No. 1982, H.D. 2, S.D. 1:

Senator Fukunaga moved that H.B. No. 1982, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Inouye.

Senator Fukunaga rose in support of the measure and said:

"Mr. President, I just wanted to share with the members that at decision-making a number of the proponents of this measure appeared before the TGO Committee; I will defer to my colleague, Senator Inouye, to talk a little bit about their arguments in favor of this measure.

"Thank you."

Senator Inouye rose in support of the measure and said:

"Mr. President, I speak in support of H.B. No. 1982.

"For your information, on behalf of Joel Itamura and his brother Dane, they came before us pleading with us to please keep the humuhumunukunukuapuaa in tact and that's their favorite fish. So on behalf of them, I ask my colleagues to please support this measure.

"Thank you."

The motion was put by the Chair and carried, H.B. No. 1982, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FISH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 1984, H.D. 1, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, H.B. No. 1984, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONVICTION DATA," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 2299, H.D. 1, S.D. 1:

Senator Hanabusa moved that H.B. No. 2299, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Hogue rose with reservations and said:

"Mr. President, I'm going to rise and note my reservations on this.

"This particular measure, colleagues, specifies the exact procedure to be followed by the police when entering a home to arrest a person suspected of a crime. Apparently, I guess this originally was an administration measure but it's been amended and it is the amending language which I have concerns about because the police have had policy or procedures that they put forth and now they will be in statute. You can just imagine if, for example, a policeman did not speak these exact words, 'police; we have a warrant; open the door,' or 'police, open the door,' or there are certain exceptions. You can just imagine times when things maybe weren't said exactly right. Now they would be in statute. They would go to court. It would end up getting a potential conviction potentially tossed out.

"I think that this is a concern. It's certainly something that can be fixed, but I want to note my reservations at this time. Thank you."

The motion was put by the Chair and carried, H.B. No. 2299, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 803," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 2896:

By unanimous consent, H.B. No. 2896, entitled: "A BILL FOR AN ACT RELATING TO EMOTIONAL DISTRESS," was recommitted to the Committee on Judiciary and Hawaiian Affairs.

H.B. No. 3253, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, H.B. No. 3253, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 2508, H.D. 2, S.D. 1:

On motion by Senator Inouye, seconded by Senator Ige and carried, H.B. No. 2508, H.D. 2, S.D. 1, 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, 24. Noes, none. Excused, 1 (Trimble).

**REFERRAL OF
HOUSE CONCURRENT RESOLUTIONS**

**MATTERS DEFERRED FROM
TUESDAY, MARCH 28, 2006**

The President made the following committee assignments of House concurrent resolutions that were received on Thursday, March 23, 2006:

House
Concurrent
Resolution Referred to:

No. 19 Jointly to the Committee on Education and Military Affairs and the Committee on Intergovernmental Affairs, then to the Committee on Transportation and Government Operations

No. 53 Jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs

**RE-REFERRAL OF A
GOVERNOR'S MESSAGE**

The Chair re-referred the following governor's message that was received:

Governor's
Message Referred to:

No. 319 Committee on Business and Economic Development

RE-REFERRAL OF HOUSE BILLS

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

House Bill Referred to:

No. 1368, H.D. 2 Committee on Water, Land, and Agriculture

No. 2265, H.D. 2 Committee on Judiciary and Hawaiian Affairs

**RE-REFERRAL OF A
SENATE CONCURRENT RESOLUTION**

The Chair re-referred the following Senate concurrent resolution that was offered:

Senate
Concurrent
Resolution Referred to:

No. 49 Jointly to the Committee on Labor and the Committee on Intergovernmental Affairs

**RE-REFERRAL OF A
SENATE RESOLUTION**

The Chair re-referred the following Senate resolution that was offered:

Senate
Resolution Referred to:

No. 30 Jointly to the Committee on Labor and the Committee on Intergovernmental Affairs

ADJOURNMENT

At 12:19 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., Friday, March 31, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FORTY-FIRST DAY

Friday, March 31, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:37 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Monsignor Terrence A.M. Watanabe, Catholic Communities of Holy Family and St. Philomena Church, after which the Roll was called showing all Senators present with the exception of Senators English and Trimble who were excused.

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

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

The Senate reconvened at 12:01 o'clock p.m.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 386 to 398) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 386, returning S.B. No. 2158, S.D. 2, which passed Third Reading in the House of Representatives on March 30, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2158, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 387, returning S.B. No. 3008, which passed Third Reading in the House of Representatives on March 30, 2006, was placed on file.

Hse. Com. No. 388, transmitting H.C.R. No. 8, which was adopted by the House of Representatives on March 30, 2006, was placed on file.

By unanimous consent, H.C.R. No. 8, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONDUCT A STUDY AND PROVIDE RECOMMENDATIONS FOR ADDRESSING THE SHORTAGE OF INFANT AND TODDLER CHILD CARE PROVIDERS, FACILITIES, AND SERVICES IN THE STATE," was referred to the Committee on Human Services.

Hse. Com. No. 389, transmitting H.C.R. No. 35, which was adopted by the House of Representatives on March 30, 2006, was placed on file.

By unanimous consent, H.C.R. No. 35, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONVENE A WORKING GROUP TO DETERMINE THE FEASIBILITY OF IMPLEMENTING PROCEDURES FOR PLACING A CHILD IN TEMPORARY FOSTER CUSTODY WITH KIN OR NON-KIN FOSTER PARENTS," was referred to the Committee on Human Services, then to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 390, transmitting H.C.R. No. 41, which was adopted by the House of Representatives on March 30, 2006, was placed on file.

By unanimous consent, H.C.R. No. 41, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING MARCH AS CAREGIVERS' MONTH IN HAWAII," was referred jointly to the Committee on Human Services and the Committee on Health.

Hse. Com. No. 391, transmitting H.C.R. No. 48, H.D. 1, which was adopted by the House of Representatives on March 30, 2006, was placed on file.

By unanimous consent, H.C.R. No. 48, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE FEDERAL GOVERNMENT ALLOW NATIONAL GUARD MEMBERS AND MILITARY RESERVISTS WITH TWENTY OR MORE YEARS OF SERVICE TO RETIRE WITH FULL RETIREMENT BENEFITS AT AGE FIFTY-FIVE," was referred to the Committee on Education and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 392, transmitting H.C.R. No. 50, H.D. 1, which was adopted by the House of Representatives on March 30, 2006, was placed on file.

By unanimous consent, H.C.R. No. 50, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY TO OFFER THE MISS HAWAII ORGANIZATION, AS AGENT FOR MISS HAWAII, A CONTRACT FOR MISS HAWAII'S SERVICE AS THE OFFICIAL HONORARY HOSTESS OF THE STATE OF HAWAII IN PROMOTING HAWAII'S VISITOR INDUSTRY," was referred to the Committee on Tourism, then to the Committee on Ways and Means.

Hse. Com. No. 393, transmitting H.C.R. No. 57, which was adopted by the House of Representatives on March 30, 2006, was placed on file.

By unanimous consent, H.C.R. No. 57, entitled: "HOUSE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT THE ENACTMENT OF LAWS THAT ASSIST HUNGRY AMERICANS," was referred to the Committee on Human Services.

Hse. Com. No. 394, transmitting H.C.R. No. 65, which was adopted by the House of Representatives on March 30, 2006, was placed on file.

By unanimous consent, H.C.R. No. 65, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY TO ASSESS THE FEASIBILITY OF DEVELOPING A PARK IN KAPOHO, HAWAII," was referred to the Committee on Water, Land, and Agriculture, then to the Committee on Ways and Means.

Hse. Com. No. 395, transmitting H.C.R. No. 120, which was adopted by the House of Representatives on March 30, 2006, was placed on file.

By unanimous consent, H.C.R. No. 120, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE BUSH ADMINISTRATION AND THE UNITED STATES CONGRESS TO FULLY RESTORE THE BUDGET CUTS

TO THE EQUIPMENT AND PERSONNEL BUDGET OF THE ARMY NATIONAL GUARD AND AIR NATIONAL GUARD OF THE UNITED STATES," was referred to the Committee on Education and Military Affairs.

Hse. Com. No. 396, transmitting H.C.R. No. 132, which was adopted by the House of Representatives on March 30, 2006, was placed on file.

By unanimous consent, H.C.R. No. 132, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH USER ADVISORY COMMITTEES FOR THE SMALL BOAT HARBORS," was referred to the Committee on Water, Land, and Agriculture.

Hse. Com. No. 397, transmitting H.C.R. No. 204, which was adopted by the House of Representatives on March 30, 2006, was placed on file.

By unanimous consent, H.C.R. No. 204, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE AND THE COUNTIES TO PRIORITIZE EXPENDITURE OF FEDERAL HOMELAND SECURITY FUNDS ON INTEROPERABLE COMMUNICATIONS SYSTEMS," was referred jointly to the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs.

Hse. Com. No. 398, returning S.B. No. 2018, S.D. 1, which passed Third Reading in the House of Representatives on March 30, 2006, was placed on file.

STANDING COMMITTEE REPORTS

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3185) recommending that H.B. No. 2057, H.D. 2, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2057, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 3, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3186) recommending that H.B. No. 771, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 771, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL OFFENDERS," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 3, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3187) recommending that H.B. No. 3016, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 3016, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNSERVED ARREST WARRANTS," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 3, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3188) recommending that the Senate advise and consent to the nomination of CAROLYN KEHAUNANI ABAD to the Island Burial Council, Island of Oahu, in accordance with Gov. Msg. No. 247.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3188 and Gov. Msg. No. 247 was deferred until Monday, April 3, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3189) recommending that the Senate advise and consent to the nomination of ROY W. REEBER PH.D. to the Hawaii Paroling Authority, in accordance with Gov. Msg. No. 249.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3189 and Gov. Msg. No. 249 was deferred until Monday, April 3, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3190) recommending that the Senate advise and consent to the nomination of DENISE J. JOHNSTON to the Correctional Industries Advisory Committee, in accordance with Gov. Msg. No. 259.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3190 and Gov. Msg. No. 259 was deferred until Monday, April 3, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3191) recommending that the Senate advise and consent to the nomination of DANA S. ISHIBASHI to the Defender Council, in accordance with Gov. Msg. No. 260.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3191 and Gov. Msg. No. 260 was deferred until Monday, April 3, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3192) recommending that the Senate advise and consent to the nomination of ELIZABETH KENT to the Commission to Promote Uniform Legislation, in accordance with Gov. Msg. No. 293.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3192 and Gov. Msg. No. 293 was deferred until Monday, April 3, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3193) recommending that the Senate advise and consent to the nomination of RUSSELL Y.J. CHUNG to the Motor Vehicle Industry Licensing Board, in accordance with Gov. Msg. No. 248.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3193 and Gov. Msg. No. 248 was deferred until Monday, April 3, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3194) recommending that the Senate advise and consent to the nominations to the Wireless Enhanced 911 Board of the following:

JOHN PETER JAEGER, in accordance with Gov. Msg. No. 252;

JEFF YAMANE, in accordance with Gov. Msg. No. 253; and

ROY K. IREI, in accordance with Gov. Msg. No. 296.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3194 and Gov. Msg. Nos. 252, 253 and 296 was deferred until Monday, April 3, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3195) recommending that the Senate advise and consent to the nomination of SAM AIONA to the Cable Advisory Committee, in accordance with Gov. Msg. No. 254.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3195 and Gov. Msg. No. 254 was deferred until Monday, April 3, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3196) recommending that the Senate advise and consent to the nomination of FLORENTINA J. JOHNASSEN to the State Board of Chiropractic Examiners, in accordance with Gov. Msg. No. 255.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3196 and Gov. Msg. No. 255 was deferred until Monday, April 3, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3197) recommending that the Senate advise and consent to the nominations to the Board of Dental Examiners of the following:

DAVID RICHARD BREESE DDS, in accordance with Gov. Msg. No. 261; and

GAYLE CHANG, in accordance with Gov. Msg. No. 262.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3197 and Gov. Msg. Nos. 261 and 262 was deferred until Monday, April 3, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3198) recommending that the Senate advise and consent to the nomination of RICHARD M. SUZUKI P.E. to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, in accordance with Gov. Msg. No. 269.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3198 and Gov. Msg. No. 269 was deferred until Monday, April 3, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3199) recommending that the Senate advise and consent to the nomination of FERREYDOUN DON PARSAN MD to the Board of Medical Examiners, in accordance with Gov. Msg. No. 278.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3199 and Gov. Msg. No. 278 was deferred until Monday, April 3, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3200) recommending that the Senate advise and consent to the nomination of SHEREE AIKO KON-HERRERA to the Board of Examiners in Naturopathy, in accordance with Gov. Msg. No. 284.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3200 and Gov. Msg. No. 284 was deferred until Monday, April 3, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3201) recommending that the Senate advise and consent to the nomination of TERESA SAKAI APRN to the State Board of Nursing, in accordance with Gov. Msg. No. 287.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3201 and Gov. Msg. No. 287 was deferred until Monday, April 3, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3202) recommending that the Senate advise and consent to the nominations to the Board of Examiners in Optometry of the following:

JON M. ISHIHARA, in accordance with Gov. Msg. No. 288; and

LEE TSUYOSHI NAKAMURA, in accordance with Gov. Msg. No. 289.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3202 and Gov. Msg. Nos. 288 and 289 was deferred until Monday, April 3, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3203) recommending that the Senate advise and consent to the nomination of ELWIN D.H. GOO to the Board of Pharmacy, in accordance with Gov. Msg. No. 290.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3203 and Gov. Msg. No. 290 was deferred until Monday, April 3, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3204) recommending that the Senate advise and consent to the nomination of KATHRYN RICE ILGEN DVM to the Board of Veterinary Examiners, in accordance with Gov. Msg. No. 294.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3204 and Gov. Msg. No. 294 was deferred until Monday, April 3, 2006.

Senators Baker and Fukunaga, for the Committee on Health and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 3205) recommending that S.R. No. 77 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3205 and S.R. No. 77, entitled: "SENATE RESOLUTION REQUESTING THE COOPERATION FROM THE LEGISLATURE AND THE DEPARTMENT OF HEALTH TO FACILITATE THE DEVELOPMENT OF A REGIONAL HEALTH INFORMATION ORGANIZATION IN HAWAII," was deferred until Monday, April 3, 2006.

Senators Baker and Fukunaga, for the Committee on Health and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 3206) recommending that S.C.R. No. 129 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3206 and S.C.R. No. 129, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COOPERATION FROM THE LEGISLATURE AND THE DEPARTMENT OF HEALTH TO FACILITATE THE DEVELOPMENT OF A REGIONAL HEALTH INFORMATION ORGANIZATION IN HAWAII," was deferred until Monday, April 3, 2006.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 3207) recommending that S.C.R. No. 184, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3207 and S.C.R. No. 184, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO INCLUDE THE USE OF BIOREMEDIATION METHODS TO PREVENT AND MITIGATE POLLUTION IN ITS BEST MANAGEMENT PRACTICES AND PROGRAMS," was deferred until Monday, April 3, 2006.

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 3208) recommending that S.R. No. 70, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3208 and S.R. No. 70, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE STATE OF HAWAII TO CONSIDER THE MERITS OF RECOGNIZING HYPNOTHERAPY AS A LEGITIMATE PROFESSION AND HYPNOTHERAPISTS AS PROVIDERS OF HUMAN SERVICES SEPARATE AND INDEPENDENT FROM OTHER MENTAL HEALTH PROFESSIONS," was deferred until Monday, April 3, 2006.

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 3209) recommending that S.C.R. No. 119, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3209 and S.C.R. No. 119, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE OF HAWAII TO CONSIDER THE MERITS OF RECOGNIZING HYPNOTHERAPY AS A LEGITIMATE PROFESSION AND HYPNOTHERAPISTS AS PROVIDERS OF HUMAN SERVICES SEPARATE AND INDEPENDENT FROM OTHER MENTAL HEALTH PROFESSIONS," was deferred until Monday, April 3, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3210) recommending that H.B. No. 1968, 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 Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 1968, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 3, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep.

No. 3211) recommending that H.B. No. 2434, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.B. No. 2434, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 3, 2006.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 3170 (Gov. Msg. No. 250):

Senator Espero moved that Stand. Com. Rep. No. 3170 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Espero then moved that the Senate advise and consent to the nomination of CHARLES K.H. AU to the Small Business Regulatory Review Board, term to expire June 30, 2009, seconded by Senator Fukunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (English, Trimble).

Stand. Com. Rep. No. 3171 (Gov. Msg. No. 258):

Senator Espero moved that Stand. Com. Rep. No. 3171 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Espero then moved that the Senate advise and consent to the nomination of JOHN ISOBE to the Community-Based Economic Development Advisory Council, term to expire June 30, 2010, seconded by Senator Fukunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (English, Trimble).

Stand. Com. Rep. No. 3172 (Gov. Msg. Nos. 280, 281 and 282):

Senator Baker moved that Stand. Com. Rep. No. 3172 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Mental Health and Substance Abuse, Maui Service Area Board of the following:

THOMAS E. ABBOTT SR., term to expire June 30, 2010 (Gov. Msg. No. 280);

DONNA DARLENE HANSEN, term to expire June 30, 2010 (Gov. Msg. No. 281); and

EILEEN ANNE LANG, term to expire June 30, 2010 (Gov. Msg. No. 282),

seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (English, Trimble).

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM THURSDAY, MARCH 30, 2006

Stand. Com. Rep. No. 3181 (S.R. No. 54):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 54, entitled: "SENATE RESOLUTION RECOGNIZING THE IMPORTANCE OF A CULTURAL EXCHANGE BETWEEN THE PEOPLE OF HAWAII AND THE ISLAND OF RA'IATEA AND REQUESTING KE ALA 'OLINO NATIVE CULTURAL CENTER TO CONVENE A TASK FORCE TO HELP FACILITATE A CULTURAL EXCHANGE," was adopted.

Stand. Com. Rep. No. 3182 (S.C.R. No. 83):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 83, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING THE IMPORTANCE OF A CULTURAL EXCHANGE BETWEEN THE PEOPLE OF HAWAII AND THE ISLAND OF RA'IATEA AND REQUESTING KE ALA 'OLINO NATIVE CULTURAL CENTER TO CONVENE A TASK FORCE TO HELP FACILITATE A CULTURAL EXCHANGE," was adopted.

Stand. Com. Rep. No. 3183 (S.C.R. No. 107):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 107, entitled: "SENATE CONCURRENT RESOLUTION URGING THE COUNTY COUNCILS TO ASSIST LOW-INCOME HOMEOWNERS," was adopted.

Stand. Com. Rep. No. 3184 (S.R. No. 63):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 63, entitled: "SENATE RESOLUTION URGING THE COUNTY COUNCILS TO ASSIST LOW-INCOME HOMEOWNERS," was adopted.

RE-REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The Chair re-referred the following Senate concurrent resolutions that were offered:

Senate Concurrent Resolution

Referred to:

No. 32 Jointly to the Committee on Business and Economic Development and the Committee on Tourism

No. 48 Committee on Transportation and Government Operations

No. 139 Committee on Water, Land, and Agriculture

No. 151 Committee on Transportation and Government Operations

No. 157 Committee on Water, Land, and Agriculture

No. 167 Committee on Higher Education, then to the Committee on Health

RE-REFERRAL OF SENATE RESOLUTIONS

The Chair re-referred the following Senate resolutions that were offered:

Senate Resolution Referred to:

No. 29 Committee on Transportation and Government Operations

No. 86 Committee on Water, Land, and Agriculture

No. 105 Committee on Higher Education, then to the Committee on Health

No. 107 Committee on Transportation and Government Operations

No. 113 Committee on Water, Land, and Agriculture

ADJOURNMENT

At 12:04 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., Monday, April 3, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FORTY-SECOND DAY

Monday, April 3, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. Mahoe Collins, after which the Roll was called showing all Senators present with the exception of Senator Hogue who was excused.

The President announced that he had read and approved the Journal of the Forty-First Day.

At 11:58 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:05 o'clock p.m.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 364, advising the Senate of the withdrawal of the nomination of LORNA L.U. OTA to the State Rehabilitation Council, under Gov. Msg. No. 354, dated March 23, 2006, was read by the Clerk and was placed on file.

In compliance with Gov. Msg. No. 364, the nomination listed under Gov. Msg. No. 354 was returned.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 399 to 404) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 399, transmitting H.C.R. No. 9, H.D. 1, which was adopted by the House of Representatives on March 31, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 9, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING ALL HAWAII SCHOOLS TO IMPLEMENT STANDARDS OF CONDUCT THAT DISCOURAGE INTIMIDATION AND PROMOTE SAFE AND PEACEFUL SCHOOLS THAT ARE EFFECTIVE LEARNING ENVIRONMENTS," was deferred until Tuesday, April 4, 2006.

Hse. Com. No. 400, transmitting H.C.R. No. 64, which was adopted by the House of Representatives on March 31, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 64, entitled: "HOUSE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT AND SECURE PASSAGE OF FEDERAL LEGISLATION ESTABLISHING A CATASTROPHIC REINSURANCE FUND TO SUPPORT STATE EFFORTS TO KEEP HOMEOWNERS' DISASTER INSURANCE AFFORDABLE," was deferred until Tuesday, April 4, 2006.

Hse. Com. No. 401, transmitting H.C.R. No. 75, which was adopted by the House of Representatives on March 31, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 75, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO MCKINLEY HIGH SCHOOL PHYSICAL EDUCATION AND ATHLETIC FACILITIES," was deferred until Tuesday, April 4, 2006.

Hse. Com. No. 402, transmitting H.C.R. No. 152, H.D. 1, which was adopted by the House of Representatives on March 31, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 152, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DETERMINE IF THERE ARE ADDITIONAL AREAS OFF THE COAST OF MAUI THAT WOULD BE APPROPRIATE FOR COMMERCIAL THRILL CRAFT OPERATIONS AND TO ISSUE PERMITS FOR THOSE AREAS," was deferred until Tuesday, April 4, 2006.

Hse. Com. No. 403, transmitting H.C.R. No. 155, H.D. 1, which was adopted by the House of Representatives on March 31, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 155, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE COUNTY OF MAUI, WITH THE ASSISTANCE OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES, TO DETERMINE THE FEASIBILITY OF REDEVELOPING THE OLD NAHIKU SCHOOL SITE AND MAKING IT AVAILABLE AS A COMMUNITY FACILITY," was deferred until Tuesday, April 4, 2006.

Hse. Com. No. 404, informing the Senate that the House has disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 1982, H.D. 2 (S.D. 1);
H.B. No. 1984, H.D. 1 (S.D. 1);
H.B. No. 2299, H.D. 1 (S.D. 1);
H.B. No. 2508, H.D. 2 (S.D. 1); and
H.B. No. 3253 (S.D. 1),

was placed on file.

STANDING COMMITTEE REPORTS

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3212) recommending that H.B. No. 2780, 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 Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 2780, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF CONVICTED DEFENDANTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 5, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3213) recommending that H.B. No. 3101, 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 Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 3101, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 5, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3214) recommending that H.B. No. 3242, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 3242, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 5, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3215) recommending that H.B. No. 3256, 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 Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 3256, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 5, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3216) recommending that H.B. No. 2208, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3216 and H.B. No. 2208, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," was deferred until Wednesday, April 5, 2006.

Senator Hanabusa, for the majority of the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3217) recommending that H.B. No. 2691, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3217 and H.B. No. 2691, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PREVAILING WAGES," was deferred until Wednesday, April 5, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3218) recommending that H.B. No. 2885, H.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3218 and H.B. No. 2885, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADULT ENTERTAINMENT PRODUCTS," was deferred until Wednesday, April 5, 2006.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 3219), recommending that S.C.R. No. 217 be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 217, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COUNTIES TO ADOPT AN ORDINANCE TO PARTICIPATE IN THE NATIONAL FLOOD INSURANCE PROGRAM COMMUNITY RATING SYSTEM TO OBTAIN MONETARY DISCOUNTS IN PURCHASING FLOOD INSURANCE," was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 3220), recommending that S.R. No. 147 be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 147, entitled: "SENATE RESOLUTION REQUESTING THE COUNTIES TO ADOPT AN ORDINANCE TO PARTICIPATE IN THE NATIONAL FLOOD INSURANCE PROGRAM COMMUNITY RATING SYSTEM TO OBTAIN MONETARY DISCOUNTS IN PURCHASING FLOOD INSURANCE," was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3221), recommending that S.C.R. No. 77, as amended in S.D. 1, be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 77, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY OF RECOMMENDED PROCEDURES THAT WILL ENSURE THAT STATE-FUNDED HEALTH CARE PAYMENTS ADEQUATELY REIMBURSE PROVIDERS WHO PROVIDE SERVICES FOR MEDICAID OR QUEST RECIPIENTS FOR THE ACTUAL COSTS OF HEALTH CARE SERVICES," was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3222), recommending that S.R. No. 78, as amended in S.D. 1, be referred to the Committee on Water, Land, and Agriculture.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 78, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO RECOMMEND SOLUTIONS TO ABATE AND PREVENT THE ACCUMULATION OF SEDIMENT AT WAILOA SMALL BOAT HARBOR AND ALONG HILO BAYFRONT," was referred to the Committee on Water, Land, and Agriculture.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3223), recommending that S.C.R. No. 44 be referred to the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 44, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF THE CAPITAL IMPROVEMENT PROJECTS OF THE DEPARTMENT OF TRANSPORTATION," was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3224), recommending that S.C.R. No. 130, as amended in S.D. 1, be referred to the Committee on Water, Land, and Agriculture.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and

S.C.R. No. 130, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO RECOMMEND SOLUTIONS TO ABATE AND PREVENT THE ACCUMULATION OF SEDIMENT AT WAILOA SMALL BOAT HARBOR AND ALONG HILO BAYFRONT," was referred to the Committee on Water, Land, and Agriculture.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3225), recommending that S.C.R. No. 194, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 194, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU TO INSTALL A LIGHTED CROSSWALK ON KAMEHAMEHA HIGHWAY IN KANEHOE, OAHU, AT THE CROSSWALK BETWEEN LILIPUNA ROAD AND MEHANA STREET," was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3226), recommending that S.R. No. 129, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 129, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU TO INSTALL A LIGHTED CROSSWALK ON KAMEHAMEHA HIGHWAY IN KANEHOE, OAHU, AT THE CROSSWALK BETWEEN LILIPUNA ROAD AND MEHANA STREET," 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. 3227) recommending that S.C.R. No. 137 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3227 and S.C.R. No. 137, entitled: "SENATE CONCURRENT RESOLUTION URGING THE ASSOCIATION OF HAWAIIAN CIVIC CLUBS AND THE STATE OF HAWAII TO AFFIRM AND SUPPORT THE HISTORIC, CULTURAL, AND SACRED SIGNIFICANCE OF MAUNA'ALA-THE ROYAL MAUSOLEUM," was deferred until Tuesday, April 4, 2006.

Senators Baker and Ige, for the Committee on Health and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3228) recommending that S.C.R. No. 86, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3228 and S.C.R. No. 86, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REPORT ON THE STATUS OF ITS LITIGATION AGAINST WASTE MANAGEMENT OF HAWAII, INC. AND CITY AND COUNTY OF HONOLULU," was deferred until Tuesday, April 4, 2006.

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 3229) recommending that S.C.R. No. 115, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3229 and S.C.R. No. 115, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO CONVENE A FOCUS GROUP WITH OTHER STAKEHOLDERS TO ASSESS YEARLY SERVICE DELIVERY NEEDS AND LONG-TERM STRATEGIC PLANNING FOR KUPUNA CARE," was deferred until Tuesday, April 4, 2006.

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 3230) recommending that S.C.R. No. 108 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3230 and S.C.R. No. 108, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING CONGRESS TO EXAMINE THE PUBLIC POLICY UNDERLYING THE RECOVERY OF MEDICAL ASSISTANCE PAYMENTS," was deferred until Tuesday, April 4, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3231) recommending that S.C.R. No. 45 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3231 and S.C.R. No. 45, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK FEDERAL GRANTS FROM THE UNITED STATES OFFICE FOR DOMESTIC PREPAREDNESS FOR THE STATE DEPARTMENT OF DEFENSE," was deferred until Tuesday, April 4, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3232) recommending that S.R. No. 26 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3232 and S.R. No. 26, entitled: "SENATE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK FEDERAL GRANTS FROM THE UNITED STATES OFFICE FOR DOMESTIC PREPAREDNESS FOR THE STATE DEPARTMENT OF DEFENSE," was deferred until Tuesday, April 4, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3233) recommending that S.C.R. No. 46 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3233 and S.C.R. No. 46, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO COMPLY WITH COUNTY ORDINANCES AND STANDARDS RELATING TO OUTSIDE LIGHTING AT AIRPORTS AND HARBORS, AND TO PROVIDE CUT-OFF OR FULLY SHIELDED LENS FIXTURES TO DIRECT ARTIFICIAL LIGHTING DOWNWARD TO PREVENT DIFFUSION THE LIGHT INTO THE ATMOSPHERE, ON THE ISLAND OF HAWAII AND THE ISLAND OF MAUI," was deferred until Tuesday, April 4, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3234) recommending that S.R. No. 27 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3234 and S.R. No. 27, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF

TRANSPORTATION TO COMPLY WITH COUNTY ORDINANCES AND STANDARDS RELATING TO OUTSIDE LIGHTING AT AIRPORTS AND HARBORS, AND TO PROVIDE CUT-OFF OR FULLY SHIELDED LENS FIXTURES TO DIRECT ARTIFICIAL LIGHTING DOWNWARD TO PREVENT DIFFUSION THE LIGHT INTO THE ATMOSPHERE, ON THE ISLAND OF HAWAII AND THE ISLAND OF MAUI," was deferred until Tuesday, April 4, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3235) recommending that S.C.R. No. 110 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3235 and S.C.R. No. 110, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CREATE A COMPREHENSIVE STATEWIDE PEDESTRIAN SAFETY ACTION PLAN," was deferred until Tuesday, April 4, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3236) recommending that S.R. No. 66 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3236 and S.R. No. 66, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CREATE A COMPREHENSIVE STATEWIDE PEDESTRIAN SAFETY ACTION PLAN," was deferred until Tuesday, April 4, 2006.

Senators Baker and Ige, for the Committee on Health and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3237) recommending that S.R. No. 56, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3237 and S.R. No. 56, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REPORT ON THE STATUS OF ITS LITIGATION AGAINST WASTE MANAGEMENT OF HAWAII, INC. AND CITY AND COUNTY OF HONOLULU," was deferred until Tuesday, April 4, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3238) recommending that the Senate advise and consent to the nomination of AARON S. FUJIOKA as the State Procurement Administrator, in accordance with Gov. Msg. No. 313.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3238 and Gov. Msg. No. 313 was deferred until Tuesday, April 4, 2006.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 3188 (Gov. Msg. No. 247):

Senator Hanabusa moved that Stand. Com. Rep. No. 3188 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of CAROLYN KEHAUNANI ABAD to the Island Burial Council, Island of Oahu, term to expire June 30, 2009, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3189 (Gov. Msg. No. 249):

Senator Hanabusa moved that Stand. Com. Rep. No. 3189 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of ROY W. REEBER PH.D. to the Hawai'i Paroling Authority, term to expire June 30, 2007, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3190 (Gov. Msg. No. 259):

Senator Hanabusa moved that Stand. Com. Rep. No. 3190 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of DENISE J. JOHNSTON to the Correctional Industries Advisory Committee, term to expire June 30, 2010, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3191 (Gov. Msg. No. 260):

Senator Hanabusa moved that Stand. Com. Rep. No. 3191 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of DANA S. ISHIBASHI to the Defender Council, term to expire June 30, 2010, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3192 (Gov. Msg. No. 293):

Senator Hanabusa moved that Stand. Com. Rep. No. 3192 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of ELIZABETH KENT to the Commission to Promote Uniform Legislation, term to expire June 30, 2010, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3193 (Gov. Msg. No. 248):

Senator Menor moved that Stand. Com. Rep. No. 3193 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of RUSSELL Y. J. CHUNG to the Motor Vehicle Industry Licensing Board, term to expire June 30, 2008, seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3194 (Gov. Msg. Nos. 252, 253 and 296):

Senator Menor moved that Stand. Com. Rep. No. 3194 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nominations to the Wireless Enhanced 911 Board of the following:

JOHN PETER JAEGER, term to expire December 31, 2007 (Gov. Msg. No. 252);

JEFF YAMANE, term to expire December 31, 2007 (Gov. Msg. No. 253); and

ROY K. IREI, term to expire June 30, 2008 (Gov. Msg. No. 296),

seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3195 (Gov. Msg. No. 254):

Senator Menor moved that Stand. Com. Rep. No. 3195 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of SAM AIONA to the Cable Advisory Committee, term to expire June 30, 2010, seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3196 (Gov. Msg. No. 255):

Senator Menor moved that Stand. Com. Rep. No. 3196 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of FLORENTINA J. JOHNASSEN to the State Board of Chiropractic Examiners, term to expire June 30, 2010, seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3197 (Gov. Msg. Nos. 261 and 262):

Senator Menor moved that Stand. Com. Rep. No. 3197 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nominations to the Board of Dental Examiners of the following:

DAVID RICHARD BREESE DDS, term to expire June 30, 2010 (Gov. Msg. No. 261); and

GAYLE CHANG, term to expire June 30, 2010 (Gov. Msg. No. 262),

seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3198 (Gov. Msg. No. 269):

Senator Menor moved that Stand. Com. Rep. No. 3198 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of RICHARD M. SUZUKI P.E. to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, term to expire June 30, 2010, seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3199 (Gov. Msg. No. 278):

Senator Menor moved that Stand. Com. Rep. No. 3199 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of FEREDOUN DON PARSA MD to the Board of Medical Examiners, term to expire June 30, 2010, seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3200 (Gov. Msg. No. 284):

Senator Menor moved that Stand. Com. Rep. No. 3200 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of SHEREE AIKO KON-HERRERA to the Board of Examiners in Naturopathy, term to expire June 30, 2010, seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3201 (Gov. Msg. No. 287):

Senator Menor moved that Stand. Com. Rep. No. 3201 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of TERESA SAKAI APRN to the State Board of Nursing, term to expire June 30, 2009, seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3202 (Gov. Msg. Nos. 288 and 289):

Senator Menor moved that Stand. Com. Rep. No. 3202 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nominations to the Board of Examiners in Optometry of the following:

JON M. ISHIHARA, term to expire June 30, 2010 (Gov. Msg. No. 288); and

LEE TSUYOSHI NAKAMURA, term to expire June 30, 2010 (Gov. Msg. No. 289),

seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3203 (Gov. Msg. No. 290):

Senator Menor moved that Stand. Com. Rep. No. 3203 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of ELWIN D.H. GOO to the Board of Pharmacy, term to expire June 30, 2010, seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3204 (Gov. Msg. No. 294):

Senator Menor moved that Stand. Com. Rep. No. 3204 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of KATHRYN RICE ILGEN DVM to the Board of Veterinary Examiners, term to expire June 30, 2010, seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM FRIDAY, MARCH 31, 2006

Stand. Com. Rep. No. 3205 (S.R. No. 77):

On motion by Senator Baker, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.R. No. 77, entitled: "SENATE RESOLUTION REQUESTING THE COOPERATION FROM THE LEGISLATURE AND THE DEPARTMENT OF HEALTH TO FACILITATE THE DEVELOPMENT OF A REGIONAL HEALTH INFORMATION ORGANIZATION IN HAWAII," was adopted.

Stand. Com. Rep. No. 3206 (S.C.R. No. 129):

On motion by Senator Baker, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 129, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COOPERATION FROM THE LEGISLATURE AND THE DEPARTMENT OF HEALTH TO FACILITATE THE DEVELOPMENT OF A REGIONAL HEALTH INFORMATION ORGANIZATION IN HAWAII," was adopted.

Stand. Com. Rep. No. 3207 (S.C.R. No. 184, S.D. 1):

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 184, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO INCLUDE THE USE OF BIOREMEDIATION METHODS TO PREVENT AND MITIGATE POLLUTION IN ITS BEST MANAGEMENT PRACTICES AND PROGRAMS," was adopted.

Stand. Com. Rep. No. 3208 (S.R. No. 70, S.D. 1):

On motion by Senator Baker, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.R. No. 70, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE STATE OF HAWAII TO CONSIDER THE MERITS OF RECOGNIZING HYPNOTHERAPY AS A LEGITIMATE PROFESSION AND HYPNOTHERAPISTS AS PROVIDERS OF HUMAN SERVICES SEPARATE AND INDEPENDENT FROM OTHER MENTAL HEALTH PROFESSIONS," was adopted.

Stand. Com. Rep. No. 3209 (S.C.R. No. 119, S.D. 1):

On motion by Senator Baker, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 119, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE OF HAWAII TO CONSIDER THE MERITS OF RECOGNIZING HYPNOTHERAPY AS A LEGITIMATE PROFESSION AND HYPNOTHERAPISTS AS PROVIDERS OF HUMAN SERVICES SEPARATE AND INDEPENDENT FROM OTHER MENTAL HEALTH PROFESSIONS," was adopted.

THIRD READING

H.B. No. 3250, H.D. 1:

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, H.B. No. 3250, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUPERSEDEAS BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Hee, Hogue, Kanno).

H.B. No. 386, H.D. 1, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, H.B. No. 386, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Trimble). Excused, 3 (Hee, Hogue, Kanno).

H.B. No. 877, H.D. 2, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, H.B. No. 877, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Hee, Hogue, Kanno).

H.B. No. 1233, H.D. 1, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, H.B. No. 1233, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 4 (Hemmings, Slom, Trimble, Whalen). Excused, 3 (Hee, Hogue, Kanno).

H.B. No. 2282, H.D. 1, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, H.B. No. 2282, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 846E," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Hee, Hogue, Kanno).

H.B. No. 2897, H.D. 1, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, H.B. No. 2897, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO APPELLATE

JURISDICTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hee, Hogue).

H.B. No. 2057, H.D. 2:

On motion by Senator Baker, seconded by Senator Chun Oakland and carried, H.B. No. 2057, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hee, Hogue).

H.B. No. 771, H.D. 1, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, H.B. No. 771, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL OFFENDERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hee, Hogue).

H.B. No. 3016, H.D. 1, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, H.B. No. 3016, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNSERVED ARREST WARRANTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hee, Hogue).

H.B. No. 1968, H.D. 1, S.D. 1:

On motion by Senator Menor, seconded by Senator Baker and carried, H.B. No. 1968, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hee, Hogue).

H.B. No. 2434, S.D. 1:

On motion by Senator Menor, seconded by Senator Baker and carried, H.B. No. 2434, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hee, Hogue).

ADJOURNMENT

At 12:11 o'clock p.m., on motion by Senator Baker, seconded by Senator Trimble and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, April 4, 2006.

FORTY-THIRD DAY

Tuesday, April 4, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:48 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Derrick Norris, Mililani Baptist Church, after which the Roll was called showing all Senators present with the exception of Senators Hemmings and Hogue who were excused.

The President announced that he had read and approved the Journal of the Forty-Second Day.

At 12:06 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:10 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 365 to 373) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 365, submitting for consideration and confirmation to the State Boxing Commission of Hawaii, the nomination of ROBERT M. LEE, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 366, submitting for consideration and confirmation to the Hawaii Community Development Authority (HCDA), the nomination of MAEDA C. TIMSON, term to expire June 30, 2010, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 367, submitting for consideration and confirmation to the Credit Union Advisory Board, the nomination of GAY L. MATHEWS, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 368, submitting for consideration and confirmation to the Crime Victim Compensation Commission, the nomination of THOMAS T. WATTS, term to expire June 30, 2006, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 369, submitting for consideration and confirmation to the Crime Victim Compensation Commission, the nomination of THOMAS T. WATTS, term to expire June 30, 2010, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 370, submitting for consideration and confirmation to the Defender Council, the nomination of JEFFREY ALAN HAWK, term to expire June 30, 2010, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 371, submitting for consideration and confirmation to the Board of Directors of the High Technology Development Corporation, the nomination of GAIL ANN HONDA PHD, term to expire June 30, 2010, was referred to the Committee on Media, Arts, Science and Technology.

Gov. Msg. No. 372, submitting for consideration and confirmation to the Board of Directors of the High Technology

Development Corporation, the nomination of ASSUMPTA C. RAPOZA, term to expire June 30, 2010, was referred to the Committee on Media, Arts, Science and Technology.

Gov. Msg. No. 373, submitting for consideration and confirmation to the Hawaii Paroling Authority, the nomination of DANE K. ODA, term to expire June 30, 2010, was referred to the Committee on Judiciary and Hawaiian Affairs.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 405 to 416) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 405, transmitting H.C.R. No. 245, H.D. 1, which was adopted by the House of Representatives on April 3, 2006, was placed on file.

By unanimous consent, H.C.R. No. 245, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING DEL MONTE AND THE CAMPBELL ESTATE TO ALLOW RESIDENTS TO CONTINUE TO RESIDE AT KUNIA CAMP AT LEAST UNTIL DECEMBER 2008, TO ALLOW THE RESIDENTS TIME TO FIND HOUSING SOLUTIONS OR AFFORDABLE ALTERNATIVE HOUSING," was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 406, transmitting H.C.R. No. 247, which was adopted by the House of Representatives on April 3, 2006, was placed on file.

By unanimous consent, H.C.R. No. 247, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF COMMERCE AND CONSUMER AFFAIRS TO CONVENE A TASK FORCE TO CONSIDER THE REGULATION OF MORTGAGE BROKERS AND SOLICITORS BY THE DIVISION OF FINANCIAL INSTITUTIONS," was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 407, transmitting H.C.R. No. 243, which was adopted by the House of Representatives on April 3, 2006, was placed on file.

By unanimous consent, H.C.R. No. 243, entitled: "HOUSE CONCURRENT RESOLUTION CONDEMNING THE GENOCIDE IN WESTERN SUDAN AND URGING CONGRESS WITH THE SUPPORT OF THE PRESIDENT TO ENGAGE THE INTERNATIONAL COMMUNITY TO TAKE ACTION TO PROTECT THE PEOPLE OF DARFUR," was referred to the Committee on Energy, Environment, and International Affairs.

Hse. Com. No. 408, transmitting H.C.R. No. 273, H.D. 1, which was adopted by the House of Representatives on April 3, 2006, was placed on file.

By unanimous consent, H.C.R. No. 273, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES TRADE REPRESENTATIVE TO INCLUDE A REPRESENTATIVE OF THE STATE OF HAWAII IN THE MEMBERSHIP OF THE INTERGOVERNMENTAL POLICY ADVISORY COMMITTEE ON TRADE AND DESIGNATE THIS REPRESENTATIVE AS THE SINGLE POINT OF CONTACT FOR THE STATE OF HAWAII," was referred

jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Business and Economic Development.

Hse. Com. No. 409, transmitting H.C.R. No. 199, which was adopted by the House of Representatives on April 3, 2006, was placed on file.

By unanimous consent, H.C.R. No. 199, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE OWNERS OF KUKUI GARDENS TO SELL THE PROJECT TO A QUALIFIED AFFORDABLE HOUSING NON-PROFIT ORGANIZATION," was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 410, transmitting H.C.R. No. 112, which was adopted by the House of Representatives on April 3, 2006, was placed on file.

By unanimous consent, H.C.R. No. 112, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ANALYZE THE PROBABLE EFFECTS OF THE PROPOSED REGULATION OF ATHLETE AGENTS AND ASSESS WHETHER ITS ENACTMENT IS CONSISTENT WITH STATE POLICY," was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 411, transmitting H.C.R. No. 109, H.D. 1, which was adopted by the House of Representatives on April 3, 2006, was placed on file.

By unanimous consent, H.C.R. No. 109, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE PLANNED COMMEMORATION OF THE TWENTY-FIFTH ANNIVERSARY OF THE FUKUOKA AND HAWAII SISTER-STATE RELATIONSHIP," was referred jointly to the Committee on Media, Arts, Science and Technology and the Committee on Energy, Environment, and International Affairs.

Hse. Com. No. 412, transmitting H.C.R. No. 84, which was adopted by the House of Representatives on April 3, 2006, was placed on file.

By unanimous consent, H.C.R. No. 84, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW THE AVAILABLE SCIENTIFIC RESEARCH ON DECA-BROMODIPHENYL ETHER AND ASSESS THE AVAILABILITY OF SAFER, EFFECTIVE, AND TECHNICALLY FEASIBLE FLAME RETARDANTS THAT CAN BE USED IN ITS PLACE," was referred to the Committee on Health.

Hse. Com. No. 413, returning S.B. No. 2159, S.D. 2, which passed Third Reading in the House of Representatives on April 3, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Trimble and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2159, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 414, returning S.B. No. 2293, S.D. 2, which passed Third Reading in the House of Representatives on April 3, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Trimble and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2293, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 415, returning S.B. No. 2224, which passed Third Reading in the House of Representatives on April 3, 2006, was placed on file.

Hse. Com. No. 416, returning S.B. No. 2333, S.D. 2, which passed Third Reading in the House of Representatives on April 3, 2006, was placed on file.

STANDING COMMITTEE REPORTS

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3239) recommending that S.C.R. No. 2, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3239 and S.C.R. No. 2, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONDUCT A STUDY AND PROVIDE RECOMMENDATIONS FOR ADDRESSING THE SHORTAGE OF INFANT AND TODDLER CHILD CARE PROVIDERS, FACILITIES, AND SERVICES IN THE STATE," was deferred until Wednesday, April 5, 2006.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3240) recommending that S.C.R. No. 43 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3240 and S.C.R. No. 43, entitled: "SENATE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT THE ENACTMENT OF LAWS THAT ASSIST HUNGRY AMERICANS," was deferred until Wednesday, April 5, 2006.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3241) recommending that S.R. No. 24 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3241 and S.R. No. 24, entitled: "SENATE RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT THE ENACTMENT OF LAWS THAT ASSIST HUNGRY AMERICANS," was deferred until Wednesday, April 5, 2006.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3242) recommending that S.C.R. No. 51, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3242 and S.C.R. No. 51, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING SOCIAL EQUALITY FOR ALL OF HAWAII RESIDENTS," was deferred until Wednesday, April 5, 2006.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3243) recommending that S.C.R. No. 229, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3243 and S.C.R. No. 229, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE ADOPTION OF THE UNITED NATIONS' CONVENTION ON THE RIGHTS OF THE CHILD," was deferred until Wednesday, April 5, 2006.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3244)

recommending that S.R. No. 68, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3244 and S.R. No. 68, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THAT THE STATE OF HAWAII MAINTAIN PRESENT STANDARDS IN REHABILITATION SERVICES FOR THE BLIND AND THE DEAF," was deferred until Wednesday, April 5, 2006.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 3245) recommending that S.C.R. No. 204, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3245 and S.C.R. No. 204, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING MARCH AS CAREGIVERS' MONTH IN HAWAII," was deferred until Wednesday, April 5, 2006.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 3246) recommending that S.R. No. 134, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3246 and S.R. No. 134, S.D. 1, entitled: "SENATE RESOLUTION RECOGNIZING MARCH AS CAREGIVERS' MONTH IN HAWAII," was deferred until Wednesday, April 5, 2006.

Senator Sakamoto, for the majority of the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3247) recommending that S.C.R. No. 193, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3247 and S.C.R. No. 193, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION CALLING UPON THE GOVERNOR OF HAWAII TO TAKE STEPS TO WITHDRAW THE HAWAII ARMY AND AIR NATIONAL GUARD TROOPS FROM IRAQ," was deferred until Wednesday, April 5, 2006.

Senators Baker and Ige, for the Committee on Health and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3248) recommending that S.C.R. No. 72, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3248 and S.C.R. No. 72, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING HAWAII'S COUNTY, STATE, AND FEDERAL LEVEL GOVERNMENT OFFICIALS TO PLAY AN ACTIVE ROLE IN CREATING 'HEART HEALTHY COMMUNITIES,'" was deferred until Wednesday, April 5, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3249) recommending that S.C.R. No. 70 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3249 and S.C.R. No. 70, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO DEVELOP A TRAUMA SYSTEM PLAN FOR HAWAII," was deferred until Wednesday, April 5, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3250) recommending that S.C.R. No. 76, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3250 and S.C.R. No. 76, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING HEALTHCARE FACILITIES IN THE STATE OF HAWAII TO IMPLEMENT THE 'UTILIZATION GUIDE FOR THE AMERICAN NURSES ASSOCIATION PRINCIPLES FOR SAFE STAFFING,'" was deferred until Wednesday, April 5, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3251) recommending that S.R. No. 50, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3251 and S.R. No. 50, S.D. 1, entitled: "SENATE RESOLUTION URGING HEALTHCARE FACILITIES IN THE STATE OF HAWAII TO IMPLEMENT THE 'UTILIZATION GUIDE FOR THE AMERICAN NURSES ASSOCIATION PRINCIPLES FOR SAFE STAFFING,'" was deferred until Wednesday, April 5, 2006.

Senators Baker and Ige, for the Committee on Health and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3252) recommending that S.R. No. 47, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3252 and S.R. No. 47, S.D. 1, entitled: "SENATE RESOLUTION URGING HAWAII'S COUNTY, STATE, AND FEDERAL LEVEL GOVERNMENT OFFICIALS TO PLAY AN ACTIVE ROLE IN CREATING 'HEART HEALTHY COMMUNITIES,'" was deferred until Wednesday, April 5, 2006.

Senators Baker and English, for the Committee on Health and the Committee on Energy, Environment, and International Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 3253) recommending that S.R. No. 90 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3253 and S.R. No. 90, entitled: "SENATE RESOLUTION URGING THE NATIONAL COUNCIL OF STATE BOARDS OF NURSING TO CONDUCT THE NATIONAL COUNCIL LICENSURE EXAMINATION IN THE CITY OF MANILA IN THE REPUBLIC OF THE PHILIPPINES," was deferred until Wednesday, April 5, 2006.

Senators Baker and English, for the Committee on Health and the Committee on Energy, Environment, and International Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 3254) recommending that S.C.R. No. 145 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3254 and S.C.R. No. 145, entitled: "SENATE CONCURRENT RESOLUTION URGING THE NATIONAL COUNCIL OF STATE BOARDS OF NURSING TO CONDUCT THE NATIONAL COUNCIL LICENSURE EXAMINATION IN THE CITY OF MANILA IN THE REPUBLIC OF THE PHILIPPINES," was deferred until Wednesday, April 5, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3255) recommending that S.C.R. No. 147 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3255 and S.C.R. No. 147, entitled: "SENATE CONCURRENT RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO AUTHORIZE AND APPROPRIATE FUNDS TO ALLOW ALL MEMBERS OF THE ARMED FORCES

RESERVE COMPONENT TO ACCESS THE TRICARE PROGRAM," was deferred until Wednesday, April 5, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3256) recommending that S.R. No. 92 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3256 and S.R. No. 92, entitled: "SENATE RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO AUTHORIZE AND APPROPRIATE FUNDS TO ALLOW ALL MEMBERS OF THE ARMED FORCES RESERVE COMPONENT TO ACCESS THE TRICARE PROGRAM," was deferred until Wednesday, April 5, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3257) recommending that S.C.R. No. 170 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3257 and S.C.R. No. 170, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE UNITED STATES HOUSE OF REPRESENTATIVES SUPPORT AND PASS H.R. 4259, THE VETERANS' RIGHT TO KNOW ACT, WHICH CREATES A COMMISSION TO BRING RELIEF TO VETERANS INVOLVED IN PROJECT 112 AND THE SHIPBOARD HAZARD AND DEFENSE PROJECT AND OTHER INCIDENTS OF CHEMICAL OR BIOLOGICAL TESTING," was deferred until Wednesday, April 5, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3258) recommending that S.R. No. 114 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3258 and S.R. No. 114, entitled: "SENATE RESOLUTION REQUESTING THAT THE UNITED STATES HOUSE OF REPRESENTATIVES SUPPORT AND PASS H.R. 4259, THE VETERANS' RIGHT TO KNOW ACT, WHICH CREATES A COMMISSION TO BRING RELIEF TO VETERANS INVOLVED IN PROJECT 112 AND THE SHIPBOARD HAZARD AND DEFENSE PROJECT AND OTHER INCIDENTS OF CHEMICAL OR BIOLOGICAL TESTING," was deferred until Wednesday, April 5, 2006.

Senator Sakamoto, for the majority of the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3259) recommending that S.R. No. 128, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3259 and S.R. No. 128, S.D. 1, entitled: "SENATE RESOLUTION CALLING UPON THE GOVERNOR OF HAWAII TO TAKE STEPS TO WITHDRAW THE HAWAII ARMY AND AIR NATIONAL GUARD TROOPS FROM IRAQ," was deferred until Wednesday, April 5, 2006.

Senators Sakamoto and Inouye, for the Committee on Education and Military Affairs and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 3260) recommending that H.C.R. No. 15, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3260 and H.C.R. No. 15, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF DEFENSE PRESENT A HOMELAND SECURITY PLAN TO THE LEGISLATURE," was deferred until Wednesday, April 5, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3261), recommending that S.C.R. No. 60 be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 60, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION EXEMPT THE HIGH CORE PROGRAM'S COMPREHENSIVE SCHOOL ALIENATION PROGRAM FUNDING FROM THE WEIGHTED STUDENT FORMULA BUDGETING PROCESS AS WAS INTENDED BY THE COMMITTEE ON WEIGHTS AND THE BOARD OF EDUCATION," 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. 3262), recommending that S.C.R. No. 61, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 61, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE AUDITOR CONDUCT A FISCAL AND PROGRAM AUDIT OF THE DEPARTMENT OF EDUCATION'S HAWAIIAN STUDIES PROGRAM," 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. 3263), recommending that S.C.R. No. 52, as amended in S.D. 1, be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 52, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COMMITTEES ON HUMAN SERVICES OF THE SENATE AND HOUSE OF REPRESENTATIVES TO CONVENE INTERIM HEARINGS ON THE USE OF LEGAL INTERVENTIONS AVAILABLE TO THE FAMILY COURT," 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. 3264), recommending that S.R. No. 32, as amended in S.D. 1, be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 32, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE COMMITTEES ON HUMAN SERVICES OF THE SENATE AND HOUSE OF REPRESENTATIVES TO CONVENE INTERIM HEARINGS ON THE USE OF LEGAL INTERVENTIONS AVAILABLE TO THE FAMILY COURT," 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. 3265), recommending that S.C.R. No. 88, as amended in S.D. 1, be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 88, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO EXAMINE THE ISSUE AND DEVELOP LEGISLATION TO

HALT HUMAN TRAFFICKING,” 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. 3266), recommending that S.C.R. No. 189, as amended in S.D. 1, be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 189, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO INVESTIGATE AND ASSESS LAWS AFFECTING AT-RISK YOUTH,” 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. 3267), recommending that S.C.R. No. 208 be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 208, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING COMPLIANCE WITH TITLE VI OF THE CIVIL RIGHTS ACT OF 1964,” 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. 3268), recommending that S.R. No. 138 be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 138, entitled: “SENATE RESOLUTION REQUESTING COMPLIANCE WITH TITLE VI OF THE CIVIL RIGHTS ACT OF 1964,” 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. 3269), recommending that S.C.R. No. 68, as amended in S.D. 1, be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 68, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONVENE A WORKING GROUP TO DETERMINE THE FEASIBILITY OF IMPLEMENTING PROCEDURES GOVERNING PLACEMENT OF CHILDREN IN TEMPORARY FOSTER CUSTODY WITH KIN OR NON-KIN FOSTER PARENTS,” 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. 3270), recommending that S.R. No. 45, as amended in S.D. 1, be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 45, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONVENE A WORKING GROUP TO DETERMINE THE FEASIBILITY OF IMPLEMENTING PROCEDURES GOVERNING PLACEMENT OF CHILDREN IN TEMPORARY FOSTER CUSTODY WITH KIN OR NON-KIN FOSTER PARENTS,” was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3271), recommending that S.C.R. No. 69, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 69, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO WORK IN COOPERATION WITH THE STATE TOURISM LIAISON AND THE HAWAII HOTEL & LODGING ASSOCIATION IN RAISING AWARENESS, EDUCATION, AND PREVENTION OF THE INCREASING INCIDENCE OF BEDBUGS,” was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3272), recommending that S.R. No. 22 be referred to the Committee on Transportation and Government Operations.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 22, entitled: “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND THE EXECUTIVE OFFICE ON AGING TO COLLABORATE ON PROVIDING TRANSPORTATION TO SENIORS AND TO VISUALLY IMPAIRED PERSONS, AND EXPRESSING THE LEGISLATURE’S SUPPORT FOR FEDERAL LEGISLATION TO PROVIDE FUNDING FOR ITNAMERICA FOR A FIVE-YEAR NATIONAL ROLL-OUT AND GRANTS,” was referred to the Committee on Transportation and Government Operations.

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 3273), recommending that S.C.R. No. 203, as amended in S.D. 1, be referred to the Committee on Education and Military Affairs.

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 203, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO IMPLEMENT A PILOT PROJECT WITH THE STUDENT FUTURE AWARENESS PROGRAM TO PROVIDE EARLY INTERVENTION SERVICES TO MINIMIZE DRUG USE, GANG ACTIVITY, AND VIOLENCE AMONG HAWAII’S SCHOOL-AGE YOUTH,” was referred to the Committee on Education and Military 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. 3274), recommending that S.R. No. 133, as amended in S.D. 1, be referred to the Committee on Education and Military Affairs.

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.R. No. 133, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO IMPLEMENT A PILOT PROJECT WITH THE STUDENT FUTURE AWARENESS PROGRAM TO PROVIDE EARLY INTERVENTION SERVICES TO MINIMIZE DRUG USE, GANG ACTIVITY, AND VIOLENCE AMONG HAWAII’S SCHOOL-AGE YOUTH,” was referred to the Committee on Education and Military Affairs.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3275), recommending that S.C.R. No. 41 be referred to the Committee on Transportation and Government Operations.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 41, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND THE EXECUTIVE OFFICE ON AGING TO COLLABORATE ON PROVIDING TRANSPORTATION TO SENIORS AND TO VISUALLY IMPAIRED PERSONS, AND EXPRESSING THE LEGISLATURE'S SUPPORT FOR FEDERAL LEGISLATION TO PROVIDE FUNDING FOR ITNAMERICA FOR A FIVE-YEAR NATIONAL ROLL-OUT AND GRANTS," was referred to the Committee on Transportation and Government Operations.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3276), recommending that S.C.R. No. 233 be referred to the Committee on Energy, Environment, and International Affairs.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 233, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE MILITARY TO MAP AND MONITOR ALL MUNITION DUMPSITES OFF HAWAIIAN SHORES," was referred to the Committee on Energy, Environment, and International Affairs.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3277), recommending that S.C.R. No. 146 be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 146, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE FEDERAL GOVERNMENT ALLOW NATIONAL GUARD MEMBERS AND MILITARY RESERVISTS WITH TWENTY OR MORE YEARS OF SERVICE TO RETIRE WITH FULL RETIREMENT BENEFITS," 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. 3278), recommending that S.R. No. 91 be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 91, entitled: "SENATE RESOLUTION REQUESTING THAT THE FEDERAL GOVERNMENT ALLOW NATIONAL GUARD MEMBERS AND MILITARY RESERVISTS WITH TWENTY OR MORE YEARS OF SERVICE TO RETIRE WITH FULL RETIREMENT BENEFITS," was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3279) recommending that S.R. No. 46, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3279 and S.R. No. 46, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE ISSUES HOSPITALS FACE WITH REGARD TO WAIT LISTED PATIENTS IN

HAWAII IN NEED OF LONG TERM MEDICAL CARE," was deferred until Wednesday, April 5, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3280) recommending that S.C.R. No. 71, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3280 and S.C.R. No. 71, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE ISSUES HOSPITALS FACE WITH REGARD TO WAIT LISTED PATIENTS IN HAWAII IN NEED OF LONG TERM MEDICAL CARE," was deferred until Wednesday, April 5, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3281) recommending that S.C.R. No. 116 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3281 and S.C.R. No. 116, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE UNITED STATES FOOD AND DRUG ADMINISTRATION'S NATIONAL CAMPAIGN TO RAISE AWARENESS AND INFORM WOMEN ABOUT MENOPAUSAL HORMONE THERAPY AND DESIGNATING SEPTEMBER AS MENOPAUSE AWARENESS MONTH IN HAWAII," was deferred until Wednesday, April 5, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3282) recommending that H.B. No. 1878, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 1878, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENT SECURITIES ACT," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 6, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3283) recommending that H.B. No. 2313, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 2313, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 6, 2006.

Senators Inouye and Taniguchi, for the Committee on Transportation and Government Operations and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 3284) recommending that H.B. No. 2443, 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 Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and H.B. No. 2443, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMERGENCY MANAGEMENT ASSISTANCE COMPACT," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 6, 2006.

Senator Hanabusa, for the majority of the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3285) recommending that H.B. No. 1787, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3285 and H.B. No. 1787, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ENDANGERMENT," was deferred until Thursday, April 6, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3286) recommending that H.B. No. 1819, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3286 and H.B. No. 1819, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 281, HAWAII REVISED STATUTES," was deferred until Thursday, April 6, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3287) recommending that H.B. No. 1825, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3287 and H.B. No. 1825, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS," was deferred until Thursday, April 6, 2006.

Senator Hanabusa, for the majority of the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3288) recommending that H.B. No. 1899, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3288 and H.B. No. 1899, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF SAFETY HELMETS BY MINORS," was deferred until Thursday, April 6, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3289) recommending that H.B. No. 1955, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3289 and H.B. No. 1955, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LITTER CONTROL," was deferred until Thursday, April 6, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3290) recommending that H.B. No. 2050, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3290 and H.B. No. 2050, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL MATCHMAKING," was deferred until Thursday, April 6, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3291) recommending that H.B. No. 2133, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3291 and H.B. No. 2133, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL AREA RESERVE SYSTEM," was deferred until Thursday, April 6, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3292) recommending that H.B. No. 2367, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3292 and H.B. No. 2367, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR SERVICE PROVIDERS OF THE OFFICE OF YOUTH SERVICES," was deferred until Thursday, April 6, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3293) recommending that H.B. No. 2857, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3293 and H.B. No. 2857, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," was deferred until Thursday, April 6, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3294) recommending that H.B. No. 3126 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3294 and H.B. No. 3126, entitled: "A BILL FOR AN ACT RELATING TO RAPID IDENTIFICATION DOCUMENTS," was deferred until Thursday, April 6, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3295) recommending that H.B. No. 3254, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3295 and H.B. No. 3254, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OATHS OF OFFICE," was deferred until Thursday, April 6, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3296) recommending that H.B. No. 1809, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3296 and H.B. No. 1809, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER'S LICENSE," was deferred until Thursday, April 6, 2006.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 3238 (Gov. Msg. No. 313):

By unanimous consent, action on Stand. Com. Rep. No. 3238 and Gov. Msg. No. 313 was deferred until Thursday, April 13, 2006.

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM MONDAY, APRIL 3, 2006

Stand. Com. Rep. No. 3227 (S.C.R. No. 137):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 137, entitled: "SENATE CONCURRENT

RESOLUTION URGING THE ASSOCIATION OF HAWAIIAN CIVIC CLUBS AND THE STATE OF HAWAII TO AFFIRM AND SUPPORT THE HISTORIC, CULTURAL, AND SACRED SIGNIFICANCE OF MAUNA'ALA-THE ROYAL MAUSOLEUM," was adopted.

Stand. Com. Rep. No. 3228 (S.C.R. No. 86, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 86, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REPORT ON THE STATUS OF ITS LITIGATION AGAINST WASTE MANAGEMENT OF HAWAII, INC. AND CITY AND COUNTY OF HONOLULU," was adopted.

Stand. Com. Rep. No. 3229 (S.C.R. No. 115, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 115, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO CONVENE A FOCUS GROUP WITH OTHER STAKEHOLDERS TO ASSESS YEARLY SERVICE DELIVERY NEEDS AND LONG-TERM STRATEGIC PLANNING FOR KUPUNA CARE," was adopted.

Stand. Com. Rep. No. 3230 (S.C.R. No. 108):

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 108, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING CONGRESS TO EXAMINE THE PUBLIC POLICY UNDERLYING THE RECOVERY OF MEDICAL ASSISTANCE PAYMENTS," was adopted.

Stand. Com. Rep. No. 3231 (S.C.R. No. 45):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 45, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK FEDERAL GRANTS FROM THE UNITED STATES OFFICE FOR DOMESTIC PREPAREDNESS FOR THE STATE DEPARTMENT OF DEFENSE," was adopted.

Stand. Com. Rep. No. 3232 (S.R. No. 26):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 26, entitled: "SENATE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK FEDERAL GRANTS FROM THE UNITED STATES OFFICE FOR DOMESTIC PREPAREDNESS FOR THE STATE DEPARTMENT OF DEFENSE," was adopted.

Stand. Com. Rep. No. 3233 (S.C.R. No. 46):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 46, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO COMPLY WITH COUNTY ORDINANCES AND STANDARDS RELATING TO OUTSIDE LIGHTING AT AIRPORTS AND HARBORS, AND TO PROVIDE CUT-OFF OR FULLY SHIELDED LENS FIXTURES TO DIRECT ARTIFICIAL LIGHTING DOWNWARD TO PREVENT DIFFUSION THE LIGHT

INTO THE ATMOSPHERE, ON THE ISLAND OF HAWAII AND THE ISLAND OF MAUI," was adopted.

Stand. Com. Rep. No. 3234 (S.R. No. 27):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 27, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO COMPLY WITH COUNTY ORDINANCES AND STANDARDS RELATING TO OUTSIDE LIGHTING AT AIRPORTS AND HARBORS, AND TO PROVIDE CUT-OFF OR FULLY SHIELDED LENS FIXTURES TO DIRECT ARTIFICIAL LIGHTING DOWNWARD TO PREVENT DIFFUSION THE LIGHT INTO THE ATMOSPHERE, ON THE ISLAND OF HAWAII AND THE ISLAND OF MAUI," was adopted.

Stand. Com. Rep. No. 3235 (S.C.R. No. 110):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 110, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CREATE A COMPREHENSIVE STATEWIDE PEDESTRIAN SAFETY ACTION PLAN," was adopted.

Stand. Com. Rep. No. 3236 (S.R. No. 66):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 66, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CREATE A COMPREHENSIVE STATEWIDE PEDESTRIAN SAFETY ACTION PLAN," was adopted.

Stand. Com. Rep. No. 3237 (S.R. No. 56, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.R. No. 56, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REPORT ON THE STATUS OF ITS LITIGATION AGAINST WASTE MANAGEMENT OF HAWAII, INC. AND CITY AND COUNTY OF HONOLULU," was adopted.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

MATTERS DEFERRED FROM MONDAY, APRIL 3, 2006

The President made the following committee assignments of House concurrent resolutions that were received on Monday, April 3, 2006:

House Concurrent Resolution	Referred to:
No. 9, H.D. 1	Jointly to the Committee on Education and Military Affairs and the Committee on Media, Arts, Science and Technology
No. 64	Committee on Commerce, Consumer Protection and Housing
No. 75	Committee on Education and Military Affairs, then to the Committee on Ways and Means

No. 152, H.D. 1 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs

No. 155, H.D. 1 Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs

RECONSIDERATION OF ACTION TAKEN

S.B. No. 2506 (H.D. 1):

Senator Baker moved that the Senate reconsider its action taken on March 30, 2006, in disagreeing to the amendments proposed by the House to S.B. No. 2506, seconded by Senator Chun Oakland and carried.

Senator Baker moved that the Senate agree to the amendments proposed by the House to S.B. No. 2506, seconded by Senator Chun Oakland.

Senator Baker noted:

“Mr. President and colleagues, the House Judiciary Committee made one nonsubstantive change and one substantive change. They found another section of the HRS that referenced the Reproductive Rights Protection Committee and appropriately deleted the reference to it. It’s essentially the same bill that the Senate sent over to them and that’s why I suggest that we agree.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2506, and S.B. No. 2506, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE REPRODUCTIVE RIGHTS PROTECTION COMMITTEE,” was placed on the calendar for Final Reading on Wednesday, April 5, 2006.

At 12:14 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:15 o’clock p.m.

APPOINTMENT OF CONFEREES

S.B. No. 826 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 826, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Hanabusa, co-chair; Ihara, Trimble as managers on the part of the Senate at such conference.

S.B. No. 895, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 895, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; English, co-chair; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 2255, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2255, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Chun Oakland, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2501, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2501, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Hooser, co-chair; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 2603, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2603, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; English, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2924, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2924, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Chun Oakland, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1983, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1983, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; English, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2098, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2098, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Chun Oakland, co-chair; Tsutsui, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2207, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2207, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Chun Oakland, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2503, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2503, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Ige, co-chair; Espero, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2898 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2898, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Hee, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2899, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2899, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Chun Oakland, Whalen as managers on the part of the Senate at such conference.

ADJOURNMENT

At 12:16 o'clock p.m., on motion by Senator Hee, seconded by Senator Trimble and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, April 5, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FORTY-FOURTH DAY

Wednesday, April 5, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:37 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Clarence K. Nishihara, Hawaii State Senate, after which the Roll was called showing all Senators present with the exception of Senators Hemmings and Hogue who were excused.

The President announced that he had read and approved the Journal of the Forty-Third Day.

At 11:58 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:05 o'clock p.m.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 374, informing the Senate that on April 3, 2006, she signed into law Senate Bill No. 2424 as Act 2, entitled: "RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," was read by the Clerk and was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 417 to 436) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 417, informing the Senate that the House has disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 386, H.D. 1 (S.D. 1);
 H.B. No. 771, H.D. 1 (S.D. 1);
 H.B. No. 877, H.D. 2 (S.D. 1);
 H.B. No. 1233, H.D. 1 (S.D. 1);
 H.B. No. 1968, H.D. 1 (S.D. 1);
 H.B. No. 2282, H.D. 1 (S.D. 1);
 H.B. No. 2434 (S.D. 1);
 H.B. No. 2897, H.D. 1 (S.D. 1); and
 H.B. No. 3016, H.D. 1 (S.D. 1),

was placed on file.

Hse. Com. No. 418, returning S.B. No. 2295, which passed Third Reading in the House of Representatives on April 4, 2006, was placed on file.

Hse. Com. No. 419, returning S.B. No. 2297, S.D. 1, which passed Third Reading in the House of Representatives on April 4, 2006, was placed on file.

Hse. Com. No. 420, transmitting H.C.R. No. 16, which was adopted by the House of Representatives on April 4, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 16, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING APPROPRIATE SAFEGUARDS BE INSTITUTED IN HEALTH CARE FACILITIES TO MINIMIZE THE OCCURRENCE OF MUSCULOSKELETAL INJURIES SUFFERED BY NURSES," was deferred until Thursday, April 6, 2006.

Hse. Com. No. 421, transmitting H.C.R. No. 27, H.D. 1, which was adopted by the House of Representatives on April 4, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 27, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES, THE UNITED STATES DEPARTMENT OF DEFENSE, THE UNITED STATES CONGRESS, THE PRIME MINISTER OF JAPAN, THE JAPAN DEFENSE AGENCY, AND THE NATIONAL DIET OF JAPAN TO TAKE ACTION TO REDUCE THE UNITED STATES MILITARY PRESENCE IN OKINAWA," was deferred until Thursday, April 6, 2006.

Hse. Com. No. 422, transmitting H.C.R. No. 34, H.D. 1, which was adopted by the House of Representatives on April 4, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 34, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION COMMEMORATING THE FIFTY-SECOND ANNIVERSARY OF THE DETONATION OF THE BRAVO HYDROGEN BOMB OVER BIKINI ATOLL, DECLARING MARCH 1ST AS A DAY OF REMEMBRANCE, AND REQUESTING THE UNITED STATES CONGRESS TO ENACT APPROPRIATE MEASURES TO PROVIDE FOR THE FULL HEALTH NEEDS OF THE HYDROGEN BOMB TESTS SURVIVORS AND THEIR PROGENY, PAY APPROPRIATE PROPERTY DAMAGE CLAIMS, AND PROVIDE FOR THE COSTS OF CLEANING UP NUCLEAR SITES IN THE REPUBLIC OF THE MARSHALL ISLANDS IN CONNECTION WITH HYDROGEN BOMB TESTING ON ATOLLS OF THE REPUBLIC OF THE MARSHALL ISLANDS," was deferred until Thursday, April 6, 2006.

Hse. Com. No. 423, transmitting H.C.R. No. 49, H.D. 1, which was adopted by the House of Representatives on April 4, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 49, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES SECRETARY OF THE NAVY TO PROVIDE RENT RELIEF TO THE USS BOWFIN SUBMARINE MUSEUM AND PARK AND USS MISSOURI MEMORIAL," was deferred until Thursday, April 6, 2006.

Hse. Com. No. 424, transmitting H.C.R. No. 62, which was adopted by the House of Representatives on April 4, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 62, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES OFFICE OF PERSONNEL MANAGEMENT TO TREAT HAWAII FEDERAL EMPLOYEES WITH REGARD TO PAY AND RETIREMENT BENEFITS THE SAME AS FEDERAL EMPLOYEES WHO RESIDE IN THE FORTY-EIGHT CONTIGUOUS UNITED STATES," was deferred until Thursday, April 6, 2006.

Hse. Com. No. 425, transmitting H.C.R. No. 67, which was adopted by the House of Representatives on April 4, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 67, entitled: "HOUSE CONCURRENT RESOLUTION IN SUPPORT OF

INTERNATIONAL WOMEN'S DAY AND REQUESTING THE UNITED STATES SENATE TO RATIFY THE CONVENTION ON THE ELIMINATION OF ALL FORMS OF DISCRIMINATION AGAINST WOMEN," was deferred until Thursday, April 6, 2006.

Hse. Com. No. 426, transmitting H.C.R. No. 74, which was adopted by the House of Representatives on April 4, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 74, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO PROVIDE A STATUS REPORT ON THE PROGRESS OF A PLANNED CORRECTIONAL FACILITY LOCATED ON PUUNENE ON THE ISLAND OF MAUI," was deferred until Thursday, April 6, 2006.

Hse. Com. No. 427, transmitting H.C.R. No. 88, which was adopted by the House of Representatives on April 4, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 88, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO DEVELOP A TRAUMA SYSTEM PLAN FOR HAWAII," was deferred until Thursday, April 6, 2006.

Hse. Com. No. 428, transmitting H.C.R. No. 136, H.D. 1, which was adopted by the House of Representatives on April 4, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 136, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ADJUTANT GENERAL TO PROVIDE HEALTH SCREENING FOR DEPLETED URANIUM EXPOSURE TO MEMBERS AND VETERANS OF THE HAWAII NATIONAL GUARD AND THE UNITED STATES DEPARTMENT OF DEFENSE TO REPORT ON THE SCOPE AND ADEQUACY OF DEPLETED URANIUM STORAGE AND DISPOSAL IN HAWAII," was deferred until Thursday, April 6, 2006.

Hse. Com. No. 429, transmitting H.C.R. No. 142, which was adopted by the House of Representatives on April 4, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 142, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS AND THE FEDERAL COMMUNICATIONS COMMISSION TO ADDRESS PUBLIC INTERESTS AND COMMUNITY NEEDS FOR LOCAL MEDIA, INCLUDING NEWS, ACCESS, AND OWNERSHIP," was deferred until Thursday, April 6, 2006.

Hse. Com. No. 430, transmitting H.C.R. No. 157, H.D. 1, which was adopted by the House of Representatives on April 4, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 157, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO DEVELOP A LONG-RANGE, COMPREHENSIVE PLAN FOR THE FUTURE OF KALAUPAPA," was deferred until Thursday, April 6, 2006.

Hse. Com. No. 431, transmitting H.C.R. No. 230, which was adopted by the House of Representatives on April 4, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 230, entitled: "HOUSE CONCURRENT RESOLUTION APPROVING AND AUTHORIZING THE ESTABLISHMENT OF STATE-PROVINCE RELATIONS OF FRIENDSHIP BETWEEN THE STATE OF HAWAII OF THE UNITED STATES OF AMERICA AND THE PROVINCE OF ISABELA OF THE REPUBLIC OF THE PHILIPPINES," was deferred until Thursday, April 6, 2006.

Hse. Com. No. 432, transmitting H.C.R. No. 274, which was adopted by the House of Representatives on April 4, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 274, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING STRONG SUPPORT FOR MAINTAINING PEACE IN THE ASIA-PACIFIC WITH THE UNITED NATIONS AND WITH THE SUPPORT OF ALLIES AND FRIENDS," was deferred until Thursday, April 6, 2006.

Hse. Com. No. 433, transmitting H.C.R. No. 275, which was adopted by the House of Representatives on April 4, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 275, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING STRONG SUPPORT FOR THE CONTINUANCE OF PERSISTENT AND SKILLFUL DIPLOMACY IN RESOLVING NUCLEAR PROLIFERATION ISSUES WITH THE ISLAMIC REPUBLIC OF IRAN BEFORE THE UNITED NATIONS SECURITY COUNCIL UPON THE REFERRAL OF THE INTERNATIONAL ATOMIC ENERGY AGENCY," was deferred until Thursday, April 6, 2006.

Hse. Com. No. 434, transmitting H.C.R. No. 287, H.D. 1, which was adopted by the House of Representatives on April 4, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 287, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES AND THE COUNTIES TO CONDUCT A STUDY OF ALL STREAMS AND DRAINAGE CHANNELS IN THE STATE OF HAWAII," was deferred until Thursday, April 6, 2006.

Hse. Com. No. 435, transmitting H.C.R. No. 288, H.D. 1, which was adopted by the House of Representatives on April 4, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 288, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CHAIRPERSON OF THE BOARD OF LAND AND NATURAL RESOURCES AND THE ADJUTANT GENERAL TO CONDUCT A STUDY OF ALL PUBLIC AND PRIVATELY OWNED DAMS IN THE STATE," was deferred until Thursday, April 6, 2006.

Hse. Com. No. 436, transmitting H.C.R. No. 312, H.D. 1, which was adopted by the House of Representatives on April 4, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 312, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE ADOPTION OF THE UNITED NATIONS' CONVENTION ON THE RIGHTS OF THE CHILD," was deferred until Thursday, April 6, 2006.

STANDING COMMITTEE REPORTS

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3297) recommending that H.B. No. 1861, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 1861, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was placed on the calendar for Third Reading on Friday, April 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3298) recommending that H.B. No. 2317 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 2317, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Friday, April 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3299) recommending that H.B. No. 2265, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 2265, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Second Reading and was placed on the calendar for Third Reading on Friday, April 7, 2006.

Senator Hanabusa, for the majority of the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3300) recommending that H.B. No. 1242, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3300 and H.B. No. 1242, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SECTION 453-16, HAWAII REVISED STATUTES," was deferred until Friday, April 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3301) recommending that H.B. No. 1995, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3301 and H.B. No. 1995, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF A MINOR," was deferred until Friday, April 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3302) recommending that H.B. No. 2343, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3302 and H.B. No. 2343, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," was deferred until Friday, April 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3303) recommending that H.B. No. 3257, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3303 and H.B. No. 3257, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS," was deferred until Friday, April 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3304) recommending that H.B. No. 2286 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3304 and H.B. No. 2286, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," was deferred until Friday, April 7, 2006.

Senator Hanabusa, for the majority of the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3305) recommending that H.B. No. 2454, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3305 and H.B. No. 2454, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE VACANCIES," was deferred until Friday, April 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3306) recommending that H.B. No. 2535, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3306 and H.B. No. 2535, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS," was deferred until Friday, April 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3307) recommending that H.B. No. 2639, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3307 and H.B. No. 2639, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS WHILE OPERATING A MOTOR VEHICLE," was deferred until Friday, April 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3308) recommending that H.B. No. 2737, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3308 and H.B. No. 2737, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HONOPOU DISTRICT OF THE COUNTY OF MAUI," was deferred until Friday, April 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3309) recommending that H.B. No. 2747, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3309 and H.B. No. 2747, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," was deferred until Friday, April 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3310) recommending that H.B. No. 2772, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3310 and H.B. No. 2772, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROPERTY DAMAGE TO AGRICULTURAL AND AQUACULTURAL PROPERTY," was deferred until Friday, April 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3311) recommending that H.B. No. 3037, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3311 and H.B. No. 3037, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," was deferred until Friday, April 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3312) recommending that H.B. No. 1947, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3312 and H.B. No. 1947, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," was deferred until Friday, April 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3313) recommending that H.B. No. 2192, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3313 and H.B. No. 2192, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," was deferred until Friday, April 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3314) recommending that H.B. No. 2410, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3314 and H.B. No. 2410, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," was deferred until Friday, April 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3315) recommending that H.B. No. 2422, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3315 and H.B. No. 2422, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," was deferred until Friday, April 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3316) recommending that H.B. No. 2708, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3316 and H.B. No. 2708, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADVERTISING," was deferred until Friday, April 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3317), recommending that S.C.R. No. 19 be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 19, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO OFFER COVERAGE FOR SURVIVORS OF BRAIN INJURIES," 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. 3318), recommending that S.C.R. No. 66, as amended in S.D. 1, be referred to the Committee on Water, Land, and Agriculture.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 66, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE LEGISLATIVE REFERENCE BUREAU STUDY AND EVALUATE THE FEASIBILITY OF ESTABLISHING AN ECONOMIC REDEVELOPMENT AGENCY FOR THE URBAN CORE OF HONOLULU," was referred to the Committee on Water, Land, and Agriculture.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3319), recommending that S.R. No. 43, as amended in S.D. 1, be referred to the Committee on Water, Land, and Agriculture.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 43, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THAT THE LEGISLATIVE REFERENCE BUREAU STUDY AND EVALUATE THE FEASIBILITY OF ESTABLISHING AN ECONOMIC REDEVELOPMENT AGENCY FOR THE URBAN CORE OF HONOLULU," was referred to the Committee on Water, Land, and Agriculture.

Senators Sakamoto and Hee, for the Committee on Education and Military Affairs and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 3320), recommending that S.C.R. No. 198 be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 198, entitled: "SENATE CONCURRENT RESOLUTION URGING THE BOARD OF EDUCATION TO CREATE A SEPARATE OFFICE OF HAWAIIAN LANGUAGE MEDIUM EDUCATION FOR THE DIRECTION AND CONTROL OF THE PROGRAM AND TO COLLABORATE WITH THE HAWAIIAN LANGUAGE COLLEGE, KA HAKA `ULA O KE`ELIKÖLANI, UNIVERSITY OF HAWAII AT HILO TO ADDRESS HAWAIIAN LANGUAGE MEDIUM EDUCATION," was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3321), recommending that S.C.R. No. 172, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and

S.C.R. No. 172, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO TAKE INTO ACCOUNT THE NEED TO RENOVATE AGING CLASSROOM SPACES AND OTHER CHANGING EDUCATIONAL NEEDS WHEN DETERMINING CAPITAL IMPROVEMENT PROJECT PRIORITIES," 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. 3322), recommending that S.R. No. 116, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 116, S.D. 1, entitled: "SENATE RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO TAKE INTO ACCOUNT THE NEED TO RENOVATE AGING CLASSROOM SPACES AND OTHER CHANGING EDUCATIONAL NEEDS WHEN DETERMINING CAPITAL IMPROVEMENT PROJECT PRIORITIES," was referred to the Committee on Ways and Means.

Senators Kokubun and Hanabusa, for the Committee on Water, Land, and Agriculture and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 3323), recommending that S.C.R. No. 148 be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 148, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO WORK WITH THE SAMUEL MILLS DAMON ESTATE TRUSTEES, MOANALUA GARDENS FOUNDATION, THE TRUST FOR PUBLIC LANDS, THE NATURE CONSERVANCY, AND OFFICE OF HAWAIIAN AFFAIRS TO PURCHASE THE MOANALUA GARDENS," was referred to the Committee on Ways and Means.

Senators Kokubun and Hanabusa, for the Committee on Water, Land, and Agriculture and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 3324), recommending that S.R. No. 93 be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.R. No. 93, entitled: "SENATE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO WORK WITH THE SAMUEL MILLS DAMON ESTATE TRUSTEES, MOANALUA GARDENS FOUNDATION, THE TRUST FOR PUBLIC LANDS, THE NATURE CONSERVANCY, AND OFFICE OF HAWAIIAN AFFAIRS TO PURCHASE THE MOANALUA GARDENS," 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. 3325), recommending that S.C.R. No. 40, as amended in S.D. 1, be referred to the Committee on Energy, Environment, and International Affairs.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 40, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE ADJUTANT GENERAL OF THE HAWAII NATIONAL GUARD PROVIDE MEMBERS AND VETERANS OF THE ARMED

FORCES HEALTH SCREENING FOR DEPLETED URANIUM EXPOSURE," was referred to the Committee on Energy, Environment, and International Affairs.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3326), recommending that S.R. No. 21, as amended in S.D. 1, be referred to the Committee on Energy, Environment, and International Affairs.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 21, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THAT THE ADJUTANT GENERAL OF THE HAWAII NATIONAL GUARD PROVIDE MEMBERS AND VETERANS OF THE ARMED FORCES HEALTH SCREENING FOR DEPLETED URANIUM EXPOSURE," was referred to the Committee on Energy, Environment, and International Affairs.

Senators Ige and Menor, for the Committee on Intergovernmental Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 3327), recommending that S.C.R. No. 195 be referred to the Committee on Water, Land, and Agriculture.

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 195, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HONOLULU BOARD OF WATER SUPPLY OF THE CITY AND COUNTY OF HONOLULU TO WORK WITH THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII ON THE REPLACEMENT OF THE WAIHAOLE VALLEY WATER SYSTEM AND FOR THE BOARD OF WATER SUPPLY TO ACCEPT DEDICATION OF THE UPGRADED WATER SYSTEM," was referred to the Committee on Water, Land, and Agriculture.

Senators Ige and Menor, for the Committee on Intergovernmental Affairs and the Committee on Commerce, Consumer Protection and Housing, presented a joint report (Stand. Com. Rep. No. 3328), recommending that S.R. No. 130 be referred to the Committee on Water, Land, and Agriculture.

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.R. No. 130, entitled: "SENATE RESOLUTION REQUESTING THE HONOLULU BOARD OF WATER SUPPLY OF THE CITY AND COUNTY OF HONOLULU TO WORK WITH THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII ON THE REPLACEMENT OF THE WAIHAOLE VALLEY WATER SYSTEM AND FOR THE BOARD OF WATER SUPPLY TO ACCEPT DEDICATION OF THE UPGRADED WATER SYSTEM," was referred to the Committee on Water, Land, and Agriculture.

Senators Menor and Ige, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3329), recommending that S.R. No. 144, as amended in S.D. 1, be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.R. No. 144, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII, IN

CONSULTATION WITH THE DEPARTMENT OF LAND AND NATURAL RESOURCES, THE DEPARTMENT OF HAWAIIAN HOME LANDS, THE OFFICE OF HAWAIIAN AFFAIRS, THE LAND USE COMMISSION, THE OFFICE OF PLANNING, THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL, THE UNITED STATES ARMED FORCES IN HAWAII, THE COUNTIES, AND THE AFFORDABLE HOUSING AND HOMELESS ALLIANCE TO STUDY THE USE OF MOBILE HOME PARKS AS A POSSIBLE OPTION FOR SOLVING HAWAII'S AFFORDABLE HOUSING CRISIS," was referred to the Committee on Judiciary and Hawaiian Affairs.

Senators Menor and Ige, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3330), recommending that S.C.R. No. 214, as amended in S.D. 1, be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 214, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII, IN CONSULTATION WITH THE DEPARTMENT OF LAND AND NATURAL RESOURCES, THE DEPARTMENT OF HAWAIIAN HOME LANDS, THE OFFICE OF HAWAIIAN AFFAIRS, THE LAND USE COMMISSION, THE OFFICE OF PLANNING, THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL, THE UNITED STATES ARMED FORCES IN HAWAII, THE COUNTIES, AND THE AFFORDABLE HOUSING AND HOMELESS ALLIANCE TO STUDY THE USE OF MOBILE HOME PARKS AS A POSSIBLE OPTION FOR SOLVING HAWAII'S AFFORDABLE HOUSING CRISIS," was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3331), recommending that S.C.R. No. 18, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 18, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FINANCIAL AND MANAGEMENT AUDIT OF THE CAPITAL FUND PROGRAM ADMINISTERED BY THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," 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. 3332), recommending that S.C.R. No. 17, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 17, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," was referred to the Committee on Ways and Means.

Senators Hanabusa and Hee, for the Committee on Judiciary and Hawaiian Affairs and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 3333), recommending that S.C.R. No. 131 be referred jointly to the

Committee on Water, Land, and Agriculture and the Committee on Transportation and Government Operations.

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 131, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO CONVENE A TASK FORCE TO MAKE RECOMMENDATIONS ON THE APPROPRIATE LEASE RENT FOR THE MAUNA KEA SUMMIT LANDS," was referred jointly to the Committee on Water, Land, and Agriculture and the Committee on Transportation and Government Operations.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3334), recommending that S.C.R. No. 188 be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 188, entitled: "SENATE CONCURRENT RESOLUTION URGING THE STATE AND THE HAWAII HEALTH SYSTEMS CORPORATION TO ENTER INTO A LEASE/PURCHASE AGREEMENT FOR A NEW PARKING STRUCTURE FOR MAUI MEMORIAL MEDICAL CENTER TO BE FUNDED BY THE ISSUANCE OF CERTIFICATES OF PARTICIPATION," was referred to the Committee on Ways and Means.

Senators English and Kokubun, for the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 3335) recommending that S.C.R. No. 159, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3335 and S.C.R. No. 159, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PESTICIDES ADVISORY COMMITTEE TO ASSIST THE DEPARTMENT OF AGRICULTURE WITH ESTABLISHING AN AGRICULTURAL PESTICIDE DISPOSAL ASSISTANCE PROGRAM," was deferred until Thursday, April 6, 2006.

Senators English and Kokubun, for the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 3336) recommending that S.R. No. 97, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3336 and S.R. No. 97, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE PESTICIDES ADVISORY COMMITTEE TO ASSIST THE DEPARTMENT OF AGRICULTURE WITH ESTABLISHING AN AGRICULTURAL PESTICIDE DISPOSAL ASSISTANCE PROGRAM," was deferred until Thursday, April 6, 2006.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3337) recommending that S.C.R. No. 47 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3337 and S.C.R. No. 47, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND THE COUNTY FIRE CHIEFS TO COLLABORATE AND COOPERATE TO REACH A MUTUALLY AGREEABLE SOLUTION OVER FIRE INSPECTION RESPONSIBILITIES AT THE HONOLULU

INTERNATIONAL AIRPORT AND OTHER STATE AIRPORTS," was deferred until Thursday, April 6, 2006.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3338) recommending that S.R. No. 28 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3338 and S.R. No. 28, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND THE COUNTY FIRE CHIEFS TO COLLABORATE AND COOPERATE TO REACH A MUTUALLY AGREEABLE SOLUTION OVER FIRE INSPECTION RESPONSIBILITIES AT THE HONOLULU INTERNATIONAL AIRPORT AND OTHER STATE AIRPORTS," was deferred until Thursday, April 6, 2006.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3339) recommending that S.C.R. No. 95 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3339 and S.C.R. No. 95, entitled: "SENATE CONCURRENT RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO IMPROVE THE SYNCHRONIZATION OF TRAFFIC SIGNALS ON ALA MOANA BOULEVARD BETWEEN PUNCHBOWL STREET AND KALAKAUA AVENUE, AND TO ASSUME JURISDICTION OF THAT SAME PORTION OF ROAD IN THE INTEREST OF PROMOTING SAFE TRAFFIC FLOW," was deferred until Thursday, April 6, 2006.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3340) recommending that S.R. No. 57 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3340 and S.R. No. 57, entitled: "SENATE RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO IMPROVE THE SYNCHRONIZATION OF TRAFFIC SIGNALS ON ALA MOANA BOULEVARD BETWEEN PUNCHBOWL STREET AND KALAKAUA AVENUE, AND TO ASSUME JURISDICTION OF THAT SAME PORTION OF ROAD IN THE INTEREST OF PROMOTING SAFE TRAFFIC FLOW," was deferred until Thursday, April 6, 2006.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3341) recommending that S.C.R. No. 74 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3341 and S.C.R. No. 74, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO EXPEDITE THE COMPLETION OF THE LAHAINA BYPASS PROJECT AS A TOP PRIORITY AND, IN COOPERATION WITH THE COUNTY OF MAUI AND STAKEHOLDERS, DEVELOP STRATEGIES TO REDUCE MOTOR VEHICLE USE INTO AND OUT OF LAHAINA ON THE ISLAND OF MAUI," was deferred until Thursday, April 6, 2006.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee

on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3342) recommending that S.R. No. 48 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3342 and S.R. No. 48, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO EXPEDITE THE COMPLETION OF THE LAHAINA BYPASS PROJECT AS A TOP PRIORITY AND, IN COOPERATION WITH THE COUNTY OF MAUI AND STAKEHOLDERS, DEVELOP STRATEGIES TO REDUCE MOTOR VEHICLE USE INTO AND OUT OF LAHAINA ON THE ISLAND OF MAUI," was deferred until Thursday, April 6, 2006.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3343) recommending that S.R. No. 3 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3343 and S.R. No. 3, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND COUNTY OF HONOLULU DEPARTMENT OF TRANSPORTATION SERVICES TO CONDUCT A ROAD SIGN AUDIT WITH THE PRIVATE SECTOR," was deferred until Thursday, April 6, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3344) recommending that S.C.R. No. 158 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3344 and S.C.R. No. 158, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY OF THE SHORELINE SETBACK REFERENCE LINE," was deferred until Thursday, April 6, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3345) recommending that S.R. No. 96 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3345 and S.R. No. 96, entitled: "SENATE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY OF THE SHORELINE SETBACK REFERENCE LINE," was deferred until Thursday, April 6, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3346) recommending that S.C.R. No. 160, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3346 and S.C.R. No. 160, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO STUDY THE APPLICABILITY AND USE OF THE AGRICULTURAL INCOME CAPITALIZATION APPROACH AND OTHER METHODOLOGIES TO STABILIZE THE REOPENING OF RENTS FOR DEPARTMENT OF AGRICULTURE'S AGRICULTURAL PARKS," was deferred until Thursday, April 6, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3347) recommending that S.R. No. 98, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3347 and S.R. No. 98, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO STUDY THE APPLICABILITY AND USE OF THE AGRICULTURAL INCOME CAPITALIZATION APPROACH AND OTHER METHODOLOGIES TO STABILIZE THE REOPENING OF RENTS FOR DEPARTMENT OF AGRICULTURE'S AGRICULTURAL PARKS," was deferred until Thursday, April 6, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3348) recommending that S.C.R. No. 163 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3348 and S.C.R. No. 163, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON ESTABLISHING A HAWAII STATE GEOLOGICAL SURVEY," was deferred until Thursday, April 6, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3349) recommending that S.R. No. 101 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3349 and S.R. No. 101, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON ESTABLISHING A HAWAII STATE GEOLOGICAL SURVEY," was deferred until Thursday, April 6, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3350) recommending that S.C.R. No. 165 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3350 and S.C.R. No. 165, entitled: "SENATE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES, UNITED STATES CONGRESS, AND UNITED STATES DEPARTMENT OF EDUCATION TO SUPPORT THE GOALS OF THE NO CHILD LEFT BEHIND ACT (NCLB) BY INCREASING FUNDS FOR FEDERAL EDUCATION INITIATIVES AND AFFORDING MORE FLEXIBILITY TO STATES IN RELATION TO NCLB," was deferred until Thursday, April 6, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3351) recommending that S.R. No. 103 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3351 and S.R. No. 103, entitled: "SENATE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES, UNITED STATES CONGRESS, AND UNITED STATES DEPARTMENT OF EDUCATION TO SUPPORT THE GOALS OF THE NO CHILD LEFT BEHIND ACT (NCLB) BY INCREASING FUNDS FOR FEDERAL EDUCATION INITIATIVES AND AFFORDING MORE FLEXIBILITY TO STATES IN RELATION TO NCLB," was deferred until Thursday, April 6, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3352) recommending that S.C.R. No. 166, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3352 and S.C.R. No. 166, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION EVALUATE THE AIR COOLING NEEDS OF EACH SCHOOL COMPLEX AND TO REVIEW THE FEASIBILITY OF USING ALTERNATIVE

AIR COOLING METHODS SUCH AS FANS, HEAT REDUCTION, INSULATION, AND ENERGY EFFICIENT INDIVIDUAL AIR CONDITIONING WALL UNITS," was deferred until Thursday, April 6, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3353) recommending that S.R. No. 104, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3353 and S.R. No. 104, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION EVALUATE THE AIR COOLING NEEDS OF EACH SCHOOL COMPLEX AND TO REVIEW THE FEASIBILITY OF USING ALTERNATIVE AIR COOLING METHODS SUCH AS FANS, HEAT REDUCTION, INSULATION, AND ENERGY EFFICIENT INDIVIDUAL AIR CONDITIONING WALL UNITS," was deferred until Thursday, April 6, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3354) recommending that S.C.R. No. 105 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3354 and S.C.R. No. 105, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT CHANGES TO THE NO CHILD LEFT BEHIND ACT OF 2001," was deferred until Thursday, April 6, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3355) recommending that S.R. No. 61 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3355 and S.R. No. 61, entitled: "SENATE RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT CHANGES TO THE NO CHILD LEFT BEHIND ACT OF 2001," was deferred until Thursday, April 6, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3356) recommending that S.C.R. No. 104 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3356 and S.C.R. No. 104, entitled: "SENATE CONCURRENT RESOLUTION URGING THE PRESIDENT AND UNITED STATES CONGRESS TO PROVIDE STATES WITH THE NECESSARY FUNDING TO IMPLEMENT THE GOALS OF THE NO CHILD LEFT BEHIND ACT OF 2001 AND OTHER EDUCATION-RELATED PROGRAMS AND TO OFFER STATES WAIVERS OR EXEMPTIONS FROM RELATED REGULATIONS WHEN FEDERAL FUNDING FOR ELEMENTARY AND SECONDARY EDUCATION IS DECREASED," was deferred until Thursday, April 6, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3357) recommending that S.R. No. 60 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3357 and S.R. No. 60, entitled: "SENATE RESOLUTION URGING THE PRESIDENT AND UNITED STATES CONGRESS TO PROVIDE STATES WITH THE NECESSARY FUNDING TO IMPLEMENT THE GOALS OF THE NO CHILD LEFT BEHIND ACT OF 2001 AND OTHER EDUCATION-RELATED PROGRAMS AND TO OFFER STATES WAIVERS OR EXEMPTIONS FROM RELATED REGULATIONS WHEN FEDERAL FUNDING FOR

ELEMENTARY AND SECONDARY EDUCATION IS DECREASED," was deferred until Thursday, April 6, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3358) recommending that S.C.R. No. 84 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3358 and S.C.R. No. 84, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE HA'IKU ELEMENTARY SCHOOL CAFETERIA BE KNOWN AS THE JEAN SUZUKI CAFETERIA IN HONOR OF FORMER HA'IKU ELEMENTARY SCHOOL CAFETERIA EMPLOYEE JEAN SUZUKI," was deferred until Thursday, April 6, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3359) recommending that S.R. No. 55 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3359 and S.R. No. 55, entitled: "SENATE RESOLUTION REQUESTING THAT THE HA'IKU ELEMENTARY SCHOOL CAFETERIA BE KNOWN AS THE JEAN SUZUKI CAFETERIA IN HONOR OF FORMER HA'IKU ELEMENTARY SCHOOL CAFETERIA EMPLOYEE JEAN SUZUKI," was deferred until Thursday, April 6, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3360) recommending that S.R. No. 35 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3360 and S.R. No. 35, entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY ON THE ISSUE OF RECLASSIFYING VARIABLE ANNUITY CONTRACTS AS INSURANCE RATHER THAN SECURITIES," was deferred until Thursday, April 6, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3361) recommending that S.C.R. No. 55 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3361 and S.C.R. No. 55, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY ON THE ISSUE OF RECLASSIFYING VARIABLE ANNUITY CONTRACTS AS INSURANCE RATHER THAN SECURITIES," was deferred until Thursday, April 6, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3362) recommending that S.R. No. 23, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3362 and S.R. No. 23, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO ESTABLISH A TASK FORCE ON SUPPLY OF CONTRACTORS AND TRADESMEN IN TIMES OF NATURAL DISASTER TO STUDY THE EXPEDITED LICENSING OR LICENSING EXEMPTIONS FOR CONTRACTORS AND TRADESMEN," was deferred until Thursday, April 6, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3363) recommending that S.C.R. No. 42, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3363 and S.C.R. No. 42, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO ESTABLISH A TASK FORCE ON SUPPLY OF CONTRACTORS AND TRADESMEN IN TIMES OF NATURAL DISASTER TO STUDY THE EXPEDITED LICENSING OR LICENSING EXEMPTIONS FOR CONTRACTORS AND TRADESMEN," was deferred until Thursday, April 6, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3364) recommending that S.C.R. No. 34, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3364 and S.C.R. No. 34, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF THE MAINTENANCE SERVICE SECTION OF THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," was deferred until Thursday, April 6, 2006.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 3365) recommending that S.C.R. No. 82, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3365 and S.C.R. No. 82, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING CONGRESS AND THE FEDERAL COMMUNICATIONS COMMISSION TO ADDRESS PUBLIC INTERESTS AND COMMUNITY NEEDS FOR LOCAL MEDIA, INCLUDING NEWS, ACCESS, AND OWNERSHIP," was deferred until Thursday, April 6, 2006.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 3366) recommending that S.R. No. 53, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3366 and S.R. No. 53, S.D. 1, entitled: "SENATE RESOLUTION URGING CONGRESS AND THE FEDERAL COMMUNICATIONS COMMISSION TO ADDRESS PUBLIC INTERESTS AND COMMUNITY NEEDS FOR LOCAL MEDIA, INCLUDING NEWS, ACCESS, AND OWNERSHIP," was deferred until Thursday, April 6, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3367) recommending that H.B. No. 1900, 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 Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 1900, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed Second Reading and was placed on the calendar for Third Reading on Friday, April 7, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3368) recommending that H.B. No. 2500, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3368 and H.B. No. 2500, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," was deferred until Friday, April 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3369) recommending that H.B. No. 2346, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3369 and H.B. No. 2346, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF EDUCATION ELECTRICITY," was deferred until Friday, April 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3370) recommending that H.B. No. 2347, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3370 and H.B. No. 2347, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF EDUCATION STUDENT TRANSPORTATION," was deferred until Friday, April 7, 2006.

ORDER OF THE DAY

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM TUESDAY, APRIL 4, 2006

Stand. Com. Rep. No. 3239 (S.C.R. No. 2, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 2, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONDUCT A STUDY AND PROVIDE RECOMMENDATIONS FOR ADDRESSING THE SHORTAGE OF INFANT AND TODDLER CHILD CARE PROVIDERS, FACILITIES, AND SERVICES IN THE STATE," was adopted.

Stand. Com. Rep. No. 3240 (S.C.R. No. 43):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 43, entitled: "SENATE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT THE ENACTMENT OF LAWS THAT ASSIST HUNGRY AMERICANS," was adopted.

Stand. Com. Rep. No. 3241 (S.R. No. 24):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 24, entitled: "SENATE RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT THE ENACTMENT OF LAWS THAT ASSIST HUNGRY AMERICANS," was adopted.

Stand. Com. Rep. No. 3242 (S.C.R. No. 51, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 51, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING SOCIAL EQUALITY FOR ALL OF HAWAII RESIDENTS," was adopted.

Stand. Com. Rep. No. 3243 (S.C.R. No. 229, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 229, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE ADOPTION OF THE UNITED NATIONS' CONVENTION ON THE RIGHTS OF THE CHILD," was adopted with Senators Slom and Whalen voting "No."

Stand. Com. Rep. No. 3244 (S.R. No. 68, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 68, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THAT THE STATE OF HAWAII MAINTAIN PRESENT STANDARDS IN REHABILITATION SERVICES FOR THE BLIND AND THE DEAF," was adopted.

Stand. Com. Rep. No. 3245 (S.C.R. No. 204, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 204, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING MARCH AS CAREGIVERS' MONTH IN HAWAII," was adopted.

Stand. Com. Rep. No. 3246 (S.R. No. 134, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.R. No. 134, S.D. 1, entitled: "SENATE RESOLUTION RECOGNIZING MARCH AS CAREGIVERS' MONTH IN HAWAII," was adopted.

Stand. Com. Rep. No. 3247 (S.C.R. No. 193, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 193, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION CALLING UPON THE GOVERNOR OF HAWAII TO TAKE STEPS TO WITHDRAW THE HAWAII ARMY AND AIR NATIONAL GUARD TROOPS FROM IRAQ," was adopted with Senators Slom, Trimble and Whalen voting "No."

Stand. Com. Rep. No. 3248 (S.C.R. No. 72, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 72, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING HAWAII'S COUNTY, STATE, AND FEDERAL LEVEL GOVERNMENT OFFICIALS TO PLAY AN ACTIVE ROLE IN CREATING 'HEART HEALTHY COMMUNITIES,'" was adopted.

Stand. Com. Rep. No. 3249 (S.C.R. No. 70):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 70, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO DEVELOP A TRAUMA SYSTEM PLAN FOR HAWAII," was adopted.

Stand. Com. Rep. No. 3250 (S.C.R. No. 76, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 76, S.D. 1, entitled: "SENATE CONCURRENT

RESOLUTION URGING HEALTHCARE FACILITIES IN THE STATE OF HAWAII TO IMPLEMENT THE 'UTILIZATION GUIDE FOR THE AMERICAN NURSES ASSOCIATION PRINCIPLES FOR SAFE STAFFING,'" was adopted.

Stand. Com. Rep. No. 3251 (S.R. No. 50, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 50, S.D. 1, entitled: "SENATE RESOLUTION URGING HEALTHCARE FACILITIES IN THE STATE OF HAWAII TO IMPLEMENT THE 'UTILIZATION GUIDE FOR THE AMERICAN NURSES ASSOCIATION PRINCIPLES FOR SAFE STAFFING,'" was adopted.

Stand. Com. Rep. No. 3252 (S.R. No. 47, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.R. No. 47, S.D. 1, entitled: "SENATE RESOLUTION URGING HAWAII'S COUNTY, STATE, AND FEDERAL LEVEL GOVERNMENT OFFICIALS TO PLAY AN ACTIVE ROLE IN CREATING 'HEART HEALTHY COMMUNITIES,'" was adopted.

Stand. Com. Rep. No. 3253 (S.R. No. 90):

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.R. No. 90, entitled: "SENATE RESOLUTION URGING THE NATIONAL COUNCIL OF STATE BOARDS OF NURSING TO CONDUCT THE NATIONAL COUNCIL LICENSURE EXAMINATION IN THE CITY OF MANILA IN THE REPUBLIC OF THE PHILIPPINES," was adopted.

Stand. Com. Rep. No. 3254 (S.C.R. No. 145):

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 145, entitled: "SENATE CONCURRENT RESOLUTION URGING THE NATIONAL COUNCIL OF STATE BOARDS OF NURSING TO CONDUCT THE NATIONAL COUNCIL LICENSURE EXAMINATION IN THE CITY OF MANILA IN THE REPUBLIC OF THE PHILIPPINES," was adopted.

Stand. Com. Rep. No. 3255 (S.C.R. No. 147):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 147, entitled: "SENATE CONCURRENT RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO AUTHORIZE AND APPROPRIATE FUNDS TO ALLOW ALL MEMBERS OF THE ARMED FORCES RESERVE COMPONENT TO ACCESS THE TRICARE PROGRAM," was adopted.

Stand. Com. Rep. No. 3256 (S.R. No. 92):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 92, entitled: "SENATE RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO AUTHORIZE AND APPROPRIATE FUNDS TO ALLOW ALL MEMBERS OF THE ARMED FORCES RESERVE COMPONENT TO ACCESS THE TRICARE PROGRAM," was adopted.

Stand. Com. Rep. No. 3257 (S.C.R. No. 170):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 170, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE UNITED STATES HOUSE OF REPRESENTATIVES SUPPORT AND PASS H.R. 4259, THE VETERANS' RIGHT TO KNOW ACT, WHICH CREATES A COMMISSION TO BRING RELIEF TO VETERANS INVOLVED IN PROJECT 112 AND THE SHIPBOARD HAZARD AND DEFENSE PROJECT AND OTHER INCIDENTS OF CHEMICAL OR BIOLOGICAL TESTING," was adopted.

Stand. Com. Rep. No. 3258 (S.R. No. 114):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 114, entitled: "SENATE RESOLUTION REQUESTING THAT THE UNITED STATES HOUSE OF REPRESENTATIVES SUPPORT AND PASS H.R. 4259, THE VETERANS' RIGHT TO KNOW ACT, WHICH CREATES A COMMISSION TO BRING RELIEF TO VETERANS INVOLVED IN PROJECT 112 AND THE SHIPBOARD HAZARD AND DEFENSE PROJECT AND OTHER INCIDENTS OF CHEMICAL OR BIOLOGICAL TESTING," was adopted.

Stand. Com. Rep. No. 3259 (S.R. No. 128, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 128, S.D. 1, entitled: "SENATE RESOLUTION CALLING UPON THE GOVERNOR OF HAWAII TO TAKE STEPS TO WITHDRAW THE HAWAII ARMY AND AIR NATIONAL GUARD TROOPS FROM IRAQ," was adopted with Senators Slom, Trimble and Whalen voting "No."

Stand. Com. Rep. No. 3260 (H.C.R. No. 15, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and H.C.R. No. 15, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF DEFENSE PRESENT A HOMELAND SECURITY PLAN TO THE LEGISLATURE," was adopted.

Stand. Com. Rep. No. 3279 (S.R. No. 46, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 46, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE ISSUES HOSPITALS FACE WITH REGARD TO WAIT LISTED PATIENTS IN HAWAII IN NEED OF LONG TERM MEDICAL CARE," was adopted.

Stand. Com. Rep. No. 3280 (S.C.R. No. 71, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 71, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE ISSUES HOSPITALS FACE WITH REGARD TO WAIT LISTED PATIENTS IN HAWAII IN NEED OF LONG TERM MEDICAL CARE," was adopted.

Stand. Com. Rep. No. 3281 (S.C.R. No. 116):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 116, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE UNITED STATES FOOD

AND DRUG ADMINISTRATION'S NATIONAL CAMPAIGN TO RAISE AWARENESS AND INFORM WOMEN ABOUT MENOPAUSAL HORMONE THERAPY AND DESIGNATING SEPTEMBER AS MENOPAUSE AWARENESS MONTH IN HAWAII," was adopted.

THIRD READING

H.B. No. 2780, H.D. 1, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, H.B. No. 2780, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF CONVICTED DEFENDANTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hemmings, Hogue).

H.B. No. 3101, H.D. 1, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, H.B. No. 3101, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hemmings, Hogue).

H.B. No. 3242, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, H.B. No. 3242, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hemmings, Hogue).

H.B. No. 3256, H.D. 1, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, H.B. No. 3256, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hemmings, Hogue).

Stand. Com. Rep. No. 3216 (H.B. No. 2208, H.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3216 was adopted and H.B. No. 2208, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hemmings, Hogue).

Stand. Com. Rep. No. 3217 (H.B. No. 2691, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3217 was adopted and H.B. No. 2691, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PREVAILING WAGES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 3 (Slom, Trimble, Whalen). Excused, 2 (Hemmings, Hogue).

Stand. Com. Rep. No. 3218 (H.B. No. 2885, H.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 3218 be adopted and H.B. No. 2885, H.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Trimble requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3218 was adopted and H.B. No. 2885, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADULT ENTERTAINMENT PRODUCTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hemmings, Hogue).

FINAL READING

S.B. No. 2506, H.D. 1:

On motion by Senator Baker, seconded by Senator Chun Oakland and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2506, and S.B. No. 2506, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REPRODUCTIVE RIGHTS PROTECTION COMMITTEE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hemmings, Hogue).

RE-REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The Chair re-referred the following Senate concurrent resolutions that were offered:

Senate Concurrent Resolution	Referred to:
No. 98	Committee on Water, Land, and Agriculture
No. 131	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Higher Education, then to the Committee on Transportation and Government Operations

RE-REFERRAL OF A SENATE RESOLUTION

The Chair re-referred the following Senate resolution that was offered:

Senate Resolution	Referred to:
No. 79	Jointly to the Committee on Judiciary and Hawaiian Affairs and the Committee on Higher Education, then to the Committee on Transportation and Government Operations

APPOINTMENT OF CONFEREES

S.B. No. 706, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 706, S.D. 2,

and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Hanabusa, co-chair; Espero, Trimble as managers on the part of the Senate at such conference.

H.B. No. 386, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 386, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Hee, Whalen as managers on the part of the Senate at such conference.

H.B. No. 771, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 771, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; English, Whalen as managers on the part of the Senate at such conference.

H.B. No. 877, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 877, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Hee, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1233, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1233, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; English, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1984, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1984, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Hee, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2282, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2282, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Hee, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2299, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2299, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Hee, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2508, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2508, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Ige, co-chair; Espero, Slom as managers on the part of the Senate at such conference.

H.B. No. 2897, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2897, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; English, Hee, Whalen as managers on the part of the Senate at such conference.

H.B. No. 3016, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 3016, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Chun Oakland, Whalen as managers on the part of the Senate at such conference.

H.B. No. 3253 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 3253, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; English, Whalen as managers on the part of the Senate at such conference.

ADJOURNMENT

At 12:11 o'clock p.m., on motion by Senator Hee, seconded by Senator Trimble and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, April 6, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FORTY-FIFTH DAY

Thursday, April 6, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:55 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 with the exception of Senators Hanabusa, Hemmings, Hogue and Menor who were excused.

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

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 375, advising the Senate of the withdrawal of the nomination of JAMAL F. WASAN PHD to the Mental Health and Substance Abuse, Hawai'i Service Area Board, under Gov. Msg. No. 338, dated March 23, 2006, was read by the Clerk and was placed on file.

In compliance with Gov. Msg. No. 375, the nomination listed under Gov. Msg. No. 338 was returned.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 437 to 477) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 437, transmitting H.C.R. No. 12, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 12, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK FEDERAL FUNDING TO BE USED FOR PROGRAMS AND MEASURES INTENDED TO CONTAIN AND ERADICATE COQUI FROGS IN HAWAII," was deferred until Friday, April 7, 2006.

Hse. Com. No. 438, transmitting H.C.R. No. 98, H.D. 1, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 98, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ASSIST IN MANAGING THE FERAL PIG POPULATION IN THE TANTALUS AND MANOA AREA," was deferred until Friday, April 7, 2006.

Hse. Com. No. 439, transmitting H.C.R. No. 82, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 82, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE DEVELOPMENT OF THE FUND MANAGEMENT INDUSTRY IN HAWAII," was deferred until Friday, April 7, 2006.

Hse. Com. No. 440, transmitting H.C.R. No. 101, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 101, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO STUDY THE FEASIBILITY OF ALLOWING CAMPING WITHIN STATE AGRICULTURAL DISTRICTS AND IF FEASIBLE, TO SPECIFY UNDER WHAT CONDITIONS CAMPING SHOULD BE ALLOWED," was deferred until Friday, April 7, 2006.

Hse. Com. No. 441, transmitting H.C.R. No. 164, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 164, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO PROHIBIT ALL COMMERCIAL VENDORS AT THE NU'UANU PALI LOOKOUT ON THE ISLAND OF OAHU," was deferred until Friday, April 7, 2006.

Hse. Com. No. 442, transmitting H.C.R. No. 320, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 320, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO HONOR THE FIRST MONDAY IN MAY AS HAWAII HISTORIC PRESERVATION AWARENESS DAY," was deferred until Friday, April 7, 2006.

Hse. Com. No. 443, transmitting H.C.R. No. 166, H.D. 1, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 166, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION STRONGLY URGING THE DEPARTMENT OF HUMAN SERVICES TO TEMPORARILY DELAY REALIGNMENT OF ITS CHILD WELFARE SERVICE OFFICES ON ISLAND OF HAWAII TO ALLOW FOR THE CONVENING OF A PUBLIC, COMMUNITY FORUM TO DISCUSS REALIGNMENT IMPLICATIONS AND POTENTIAL IMPACT ON THE CONTINUUM OF CHILD ABUSE AND NEGLECT PREVENTION, FAMILY SUPPORT, FAMILY STRENGTHENING AND VOLUNTARY CASE MANAGEMENT SERVICES FOR FAMILIES AND CHILDREN," was deferred until Friday, April 7, 2006.

Hse. Com. No. 444, transmitting H.C.R. No. 172, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 172, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM AND THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY TO CONTINUE THEIR EFFORTS TO SEEK AUTHORIZATION FROM THE UNITED STATES FOREIGN-TRADE ZONES BOARD TO ESTABLISH, OPERATE, AND MAINTAIN A FOREIGN-TRADE ZONE AT THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY'S SCIENCE AND OCEAN TECHNOLOGY PARK AT KAILUA-KONA ON THE ISLAND OF HAWAII," was deferred until Friday, April 7, 2006.

Hse. Com. No. 445, transmitting H.C.R. No. 174, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 174, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE BOARD OF LAND AND NATURAL RESOURCES TO FACILITATE THE TRANSFER OF PUBLIC LANDS IN KEALAKEHE TO THE DIVISION OF BOATING AND OCEAN RECREATION AS AN EXPANSION OF HONOKOHAU SMALL BOAT HARBOR," was deferred until Friday, April 7, 2006.

Hse. Com. No. 446, transmitting H.C.R. No. 195, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 195, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING HAWAII'S LANDOWNERS, INVESTORS, COUNTY GOVERNMENTS, AND REGULATED ELECTRIC UTILITIES TO PURSUE DEVELOPMENT AND CONVERSION OF FUEL CROPS FOR ELECTRICITY GENERATION, AND REQUESTING THE HAWAII ENERGY POLICY FORUM TO MAKE RECOMMENDATIONS," was deferred until Friday, April 7, 2006.

Hse. Com. No. 447, transmitting H.C.R. No. 197, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 197, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING LEAHI HOSPITAL TO DEVELOP A MASTER PLAN AND FINANCIAL FEASIBILITY REPORT FOR ITS EXISTING CAMPUS THAT WILL TAKE ADVANTAGE OF ITS UNIQUE LOCATION AND RELATIONSHIPS IN EAST HONOLULU," was deferred until Friday, April 7, 2006.

Hse. Com. No. 448, transmitting H.C.R. No. 200, H.D. 1, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 200, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT AN ANALYSIS OF INCENTIVES TO PROMOTE LANDOWNER PROTECTION OF IMPORTANT MAUKA LANDS," was deferred until Friday, April 7, 2006.

Hse. Com. No. 449, transmitting H.C.R. No. 218, H.D. 1, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 218, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION, UNIVERSITY OF HAWAII JOHN A. BURNS SCHOOL OF MEDICINE, CANCER RESEARCH CENTER OF HAWAII, DEPARTMENT OF EDUCATION, DEPARTMENT OF LAND AND NATURAL RESOURCES, THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY, AND KAMEHAMEHA SCHOOLS TO PLAN A TECHNOLOGY-BASED COLLABORATIVE PROJECT ON STATE LANDS, OR OTHER APPROPRIATE LANDS, IN KAKAAKO," was deferred until Friday, April 7, 2006.

Hse. Com. No. 450, transmitting H.C.R. No. 234, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 234, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU, HONOLULU COMMUNITY COLLEGE, AND VARIOUS OTHER ENTITIES TO PURSUE DEVELOPMENT OF A MIXED-USE URBAN CORE IN KALIHI AND REQUESTING ENTERPRISE HONOLULU TO SUBMIT A REPORT RELATING TO THE MIXED-USE URBAN CORE," was deferred until Friday, April 7, 2006.

Hse. Com. No. 451, transmitting H.C.R. No. 249, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 249, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REEVALUATE THE BOUNDARIES OF THE HILO BAY RECREATIONAL THRILL CRAFT ZONE," was deferred until Friday, April 7, 2006.

Hse. Com. No. 452, transmitting H.C.R. No. 261, H.D. 1, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 261, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH, WITH THE ASSISTANCE OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE DEPARTMENT OF FACILITY MAINTENANCE OF THE CITY AND COUNTY OF HONOLULU, TO REPORT TO THE LEGISLATURE ON THE RELATIONSHIP BETWEEN VARIOUS KAILUA WATERWAYS, INCLUDING THE KAELEPULU POND, AND THE WATER QUALITY AND NATURAL RESOURCES OF KAILUA BEACH AND KAILUA BAY," was deferred until Friday, April 7, 2006.

Hse. Com. No. 453, transmitting H.C.R. No. 270, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 270, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII TO SPEEDILY REBUILD A SCHOOL OF GLOBAL AND PUBLIC HEALTH," was deferred until Friday, April 7, 2006.

Hse. Com. No. 454, transmitting H.C.R. No. 289, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 289, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO FORM A TASK FORCE TO RECOMMEND SOLUTIONS TO ABATE AND PREVENT THE ACCUMULATION OF SEDIMENT IN WAILOA RIVER AND HILO BAY," was deferred until Friday, April 7, 2006.

Hse. Com. No. 455, transmitting H.C.R. No. 290, H.D. 1, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 290, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION

REQUESTING THE EXECUTIVE OFFICE ON AGING TO CONVENE A FOCUS GROUP WITH OTHER STAKEHOLDERS TO ASSESS YEARLY SERVICE DELIVERY NEEDS AND LONG-TERM STRATEGIC PLANNING FOR KUPUNA CARE," was deferred until Friday, April 7, 2006.

Hse. Com. No. 456, transmitting H.C.R. No. 305, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 305, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE KYOTO PROTOCOL ON CLIMATE CHANGE AS A SIGNIFICANT MEANS TO REDUCE GREENHOUSE GAS EMISSIONS AND STABILIZE THE GLOBAL ATMOSPHERE, AND AS A NECESSARY FIRST STEP TOWARD MAINTAINING THE HEALTH AND QUALITY OF LIFE FOR FUTURE GENERATIONS OF HAWAII RESIDENTS, AND URGING THE GOVERNOR TO REQUEST THE PRESIDENT TO PURSUE RATIFICATION OF THIS AGREEMENT," was deferred until Friday, April 7, 2006.

Hse. Com. No. 457, transmitting H.C.R. No. 307, H.D. 1, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 307, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO INCLUDE THE USE OF BIOREMEDIATION METHODS TO PREVENT AND MITIGATE POLLUTION IN ITS BEST MANAGEMENT PRACTICES AND PROGRAMS," was deferred until Friday, April 7, 2006.

Hse. Com. No. 458, transmitting H.C.R. No. 317, which was adopted by the House of Representatives on April 5, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 317, entitled: "HOUSE CONCURRENT RESOLUTION COMMENDING THE EFFORTS OF THE ONE CAMPAIGN AND INVITING ALL CITIZENS TO JOIN IN RECOGNIZING AND SUPPORTING THE ONE CAMPAIGN AS IT SPREADS ITS MESSAGE THROUGHOUT THE NATION AND THE WORLD," was deferred until Friday, April 7, 2006.

Hse. Com. No. 459, returning S.B. No. 2090, S.D. 2, which passed Third Reading in the House of Representatives on April 5, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Trimble and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2090, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 460, returning S.B. No. 2143, S.D. 2, which passed Third Reading in the House of Representatives on April 5, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Trimble and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2143, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 461, returning S.B. No. 2229, S.D. 2, which passed Third Reading in the House of Representatives on April 5, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Trimble and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2229, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 462, returning S.B. No. 2479, which passed Third Reading in the House of Representatives on April 5, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Trimble and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2479, and requested a conference on the subject matter thereof.

Hse. Com. No. 463, returning S.B. No. 2606, which passed Third Reading in the House of Representatives on April 5, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Trimble and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2606, and requested a conference on the subject matter thereof.

Hse. Com. No. 464, returning S.B. No. 2643, S.D. 1, which passed Third Reading in the House of Representatives on April 5, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Trimble and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2643, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 465, returning S.B. No. 2704, S.D. 2, which passed Third Reading in the House of Representatives on April 5, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Trimble and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2704, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 466, returning S.B. No. 2720, S.D. 2, which passed Third Reading in the House of Representatives on April 5, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Trimble and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2720, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 467, returning S.B. No. 2737, S.D. 1, which passed Third Reading in the House of Representatives on April 5, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Trimble and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2737, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 468, returning S.B. No. 2929, which passed Third Reading in the House of Representatives on April 5, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Trimble and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2929, and requested a conference on the subject matter thereof.

Hse. Com. No. 469, returning S.B. No. 2984, S.D. 1, which passed Third Reading in the House of Representatives on April 5, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Trimble and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2984, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 470, returning S.B. No. 3253, S.D. 1, which passed Third Reading in the House of Representatives on April 5, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Trimble and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 3253, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 471, returning S.B. No. 2050, which passed Third Reading in the House of Representatives on April 5, 2006, was placed on file.

Hse. Com. No. 472, returning S.B. No. 2051, which passed Third Reading in the House of Representatives on April 5, 2006, was placed on file.

Hse. Com. No. 473, returning S.B. No. 2263, S.D. 1, which passed Third Reading in the House of Representatives on April 5, 2006, was placed on file.

Hse. Com. No. 474, returning S.B. No. 2332, S.D. 2, which passed Third Reading in the House of Representatives on April 5, 2006, was placed on file.

Hse. Com. No. 475, returning S.B. No. 2581, S.D. 1, which passed Third Reading in the House of Representatives on April 5, 2006, was placed on file.

Hse. Com. No. 476, returning S.B. No. 2593, which passed Third Reading in the House of Representatives on April 5, 2006, was placed on file.

Hse. Com. No. 477, returning S.B. No. 2598, which passed Third Reading in the House of Representatives on April 5, 2006, was placed on file.

STANDING COMMITTEE REPORTS

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3371) recommending that S.C.R. No. 48, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3371 and S.C.R. No. 48, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO RECOMMEND WHETHER THE DEPARTMENT OF TRANSPORTATION SHOULD ADOPT THE BASIC RIDER COURSE OF THE MOTORCYCLE SAFETY FOUNDATION AS A COMPREHENSIVE EDUCATIONAL PROGRAM FOR THE ENTIRE MOTORCYCLE COMMUNITY," was deferred until Friday, April 7, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3372) recommending that S.R. No. 29, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3372 and S.R. No. 29, S.D. 1, entitled: "SENATE RESOLUTION ESTABLISHING A TASK FORCE TO RECOMMEND WHETHER THE DEPARTMENT OF TRANSPORTATION SHOULD ADOPT THE BASIC RIDER COURSE OF THE

MOTORCYCLE SAFETY FOUNDATION AS A COMPREHENSIVE EDUCATIONAL PROGRAM FOR THE ENTIRE MOTORCYCLE COMMUNITY," was deferred until Friday, April 7, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3373) recommending that S.C.R. No. 151, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3373 and S.C.R. No. 151, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PUBLIC POLICY CENTER OF THE COLLEGE OF SOCIAL SCIENCES AT THE UNIVERSITY OF HAWAII TO SPONSOR A SERIES OF PUBLIC POLICY DIALOGS ON OPEN GOVERNMENT," was deferred until Friday, April 7, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3374) recommending that S.R. No. 107, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3374 and S.R. No. 107, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE PUBLIC POLICY CENTER OF THE COLLEGE OF SOCIAL SCIENCES AT THE UNIVERSITY OF HAWAII TO SPONSOR A SERIES OF PUBLIC POLICY DIALOGS ON OPEN GOVERNMENT," was deferred until Friday, April 7, 2006.

Senator Hanabusa, for the majority of the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3375) recommending that S.C.R. No. 90 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3375 and S.C.R. No. 90, entitled: "SENATE CONCURRENT RESOLUTION REQUIRING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE CRIME RATES IN JURISDICTIONS IN THE UNITED STATES THAT ALLOW FOR THE OPEN CARRY OF A FIREARM," was deferred until Friday, April 7, 2006.

Senator Ige, for the majority of the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 3376) recommending that S.C.R. No. 228, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3376 and S.C.R. No. 228, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO DIRECT THE FEDERAL TRADE COMMISSION AND THE UNITED STATES POSTAL SERVICE TO EXAMINE THE FEASIBILITY OF ENACTING FEDERAL LEGISLATION THAT WOULD PROVIDE MAIL RECIPIENTS THE OPTION OF BEING INCLUDED ON A NATIONAL LIST OF THOSE NOT WISHING TO RECEIVE ANY UNSOLICITED COMMERCIAL MAIL," was deferred until Friday, April 7, 2006.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 3377), recommending that S.C.R. No. 186, as amended in S.D. 1, be referred to the Committee on Water, Land, and Agriculture.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 186, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COUNTIES TO

ENCOURAGE ALL NEW RESIDENTIAL AND COMMERCIAL DEVELOPMENTS BE EQUIPPED WITH WATER CONSERVATION DEVICES," was referred to the Committee on Water, Land, and Agriculture.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 3378), recommending that S.C.R. No. 185, as amended in S.D. 1, be referred to the Committee on Water, Land, and Agriculture.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 185, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COUNTIES TO CONSIDER REQUIRING PERVIOUS PAVEMENT BE USED TO PAVE SIDEWALKS, DRIVEWAYS, AND ROADS FOR NEW RESIDENTIAL, COMMERCIAL, AND PUBLIC CONSTRUCTION PROJECTS," was referred to the Committee on Water, Land, and Agriculture.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 3379), recommending that S.C.R. No. 191, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 191, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT A TAX POLICY TASK FORCE BE ESTABLISHED TO CONDUCT A HOLISTIC REVIEW OF THE STATE AND COUNTY TAX STRUCTURES AND TO DETERMINE HOW THE CURRENT STATE AND COUNTY TAX STRUCTURES AFFECT VARIOUS SECTORS OF THE ECONOMY," was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 3380), recommending that S.R. No. 126, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 126, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THAT A TAX POLICY TASK FORCE BE ESTABLISHED TO CONDUCT A HOLISTIC REVIEW OF THE STATE AND COUNTY TAX STRUCTURES AND TO DETERMINE HOW THE CURRENT STATE AND COUNTY TAX STRUCTURES AFFECT VARIOUS SECTORS OF THE ECONOMY," 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. 3381), recommending that S.C.R. No. 128, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 128, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF HAWAIIAN HOME LANDS ENTER INTO A LEASE/PURCHASE AGREEMENT FOR THE CONSTRUCTION OF A NEW OFFICE FACILITY ON HAWAIIAN HOME LANDS IN EAST KAPOLEI TO BE FUNDED BY THE ISSUANCE OF CERTIFICATES OF PARTICIPATION," 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.

3382), recommending that S.R. No. 81, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 81, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF BUDGET AND FINANCE TO CONVENE A HAWAIIAN LANGUAGE TASK FORCE," 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. 3383), recommending that S.C.R. No. 133, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 133, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUDGET AND FINANCE TO CONVENE A HAWAIIAN LANGUAGE TASK FORCE," 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. 3384), recommending that S.C.R. No. 65, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 65, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE CONCEPT OF A PUBLIC-PRIVATE JOINT VENTURE TO DEVELOP A NEW ADVANCED SIMULATOR AIRLINE TRAINING FACILITY IN HAWAII," 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. 3385), recommending that S.R. No. 42, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 42, S.D. 1, entitled: "SENATE RESOLUTION SUPPORTING THE CONCEPT OF A PUBLIC-PRIVATE JOINT VENTURE TO DEVELOP A NEW ADVANCED SIMULATOR AIRLINE TRAINING FACILITY IN HAWAII," 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. 3386), recommending that S.C.R. No. 171, as amended in S.D. 1, be referred to the Committee on Energy, Environment, and International Affairs.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 171, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING FAVORABLE ACTION ON HAWAII'S APPLICATION TO ESTABLISH A FOREIGN-TRADE ZONE AT THE NATURAL ENERGY LABORATORY OF HAWAII SITE AT KAILUA-KONA ON THE ISLAND OF HAWAII," was referred to the Committee on Energy, Environment, and International Affairs.

Senator Espero, for the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 3387), recommending that S.R. No. 115, as amended in

S.D. 1, be referred to the Committee on Energy, Environment, and International Affairs.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 115, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING FAVORABLE ACTION ON HAWAII'S APPLICATION TO ESTABLISH A FOREIGN-TRADE ZONE AT THE NATURAL ENERGY LABORATORY OF HAWAII SITE AT KAILUA-KONA ON THE ISLAND OF HAWAII," was referred to the Committee on Energy, Environment, and International Affairs.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3388) recommending that the Senate advise and consent to the nomination of SCOTT SHIGERU MORISHIGE to the Hawai'i Commission for National and Community Service, in accordance with Gov. Msg. No. 283.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3388 and Gov. Msg. No. 283 was deferred until Friday, April 7, 2006.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3389) recommending that the Senate advise and consent to the nominations to the Center for Nursing Advisory Board of the following:

CATHERINE A. ADAMS RN, in accordance with Gov. Msg. No. 285; and

SALLY T. ISHIKAWA, in accordance with Gov. Msg. No. 286.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3389 and Gov. Msg. Nos. 285 and 286 was deferred until Friday, April 7, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3390) recommending that the Senate advise and consent to the nomination of CAROL ANN BURDICK to the Board of Taxation Review, 2nd Taxation District (Maui), in accordance with Gov. Msg. No. 292.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3390 and Gov. Msg. No. 292 was deferred until Friday, April 7, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3391) recommending that H.B. No. 1833, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3391 and H.B. No. 1833, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," was deferred until Tuesday, April 11, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3392) recommending that H.B. No. 1706, H.D. 3, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3392 and H.B. No. 1706, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ENVIRONMENTAL COVENANTS ACT," was deferred until Tuesday, April 11, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3393) recommending that H.B. No. 1871, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3393 and H.B. No. 1871, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER CREDIT REPORTING AGENCIES," was deferred until Tuesday, April 11, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3394) recommending that H.B. No. 1977, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3394 and H.B. No. 1977, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STRUCTURED SETTLEMENTS," was deferred until Tuesday, April 11, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3395) recommending that H.B. No. 2199, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3395 and H.B. No. 2199, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL TRADE AGREEMENT," was deferred until Tuesday, April 11, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3396) recommending that H.B. No. 2287, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3396 and H.B. No. 2287, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," was deferred until Tuesday, April 11, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3397) recommending that H.B. No. 2901 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3397 and H.B. No. 2901, entitled: "A BILL FOR AN ACT RELATING TO GARNISHMENT," was deferred until Tuesday, April 11, 2006.

Senators Hanabusa and Taniguchi, for the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 3398) recommending that H.B. No. 1928, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3398 and H.B. No. 1928, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," was deferred until Tuesday, April 11, 2006.

Senators Hanabusa and Taniguchi, for the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 3399) recommending that H.B. No. 2440, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3399 and H.B. No. 2440, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ATHLETE AGENTS ACT," was deferred until Tuesday, April 11, 2006.

Senators Hanabusa and Taniguchi, for the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 3400) recommending that H.B. No. 3018, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3400 and H.B. No. 3018, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT EMPLOYEES," was deferred until Tuesday, April 11, 2006.

Senators Hanabusa and Taniguchi, for the Committee on Judiciary and Hawaiian Affairs and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 3401) recommending that H.B. No. 3244, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3401 and H.B. No. 3244, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO IDENTITY THEFT," was deferred until Tuesday, April 11, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3402) recommending that H.B. No. 2476 pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3402 and H.B. No. 2476, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," was deferred until Tuesday, April 11, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3403) recommending that H.B. No. 237, H.D. 3, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3403 and H.B. No. 237, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3404) recommending that H.B. No. 2412, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3404 and H.B. No. 2412, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3405) recommending that H.B. No. 2626, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3405 and H.B. No. 2626, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3406) recommending that H.B. No. 2400 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3406 and H.B. No. 2400, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ACQUISITION OF WAIMEA VALLEY, OAHU," was deferred until Friday, April 7, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3407), recommending that S.C.R. No. 93, as amended in S.D. 1, be referred to the Committee on Transportation and Government Operations.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 93, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE ATTORNEY GENERAL TO IMPLEMENT MEASURES TO PROVIDE A SMOOTH TRANSITION FOR PUBLIC, EDUCATION, AND GOVERNMENT ACCESS ORGANIZATIONS SHOULD IT BE DETERMINED BY THE STATE PROCUREMENT OFFICE THAT THESE ORGANIZATIONS ARE SUBJECT TO THE STATE PROCUREMENT LAW," was referred to the Committee on Transportation and Government Operations.

ORDER OF THE DAY

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM WEDNESDAY, APRIL 5, 2006

Stand. Com. Rep. No. 3335 (S.C.R. No. 159, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 159, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PESTICIDES ADVISORY COMMITTEE TO ASSIST THE DEPARTMENT OF AGRICULTURE WITH ESTABLISHING AN AGRICULTURAL PESTICIDE DISPOSAL ASSISTANCE PROGRAM," was adopted.

Stand. Com. Rep. No. 3336 (S.R. No. 97, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.R. No. 97, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE PESTICIDES ADVISORY COMMITTEE TO ASSIST THE DEPARTMENT OF AGRICULTURE WITH ESTABLISHING AN AGRICULTURAL PESTICIDE DISPOSAL ASSISTANCE PROGRAM," was adopted.

Stand. Com. Rep. No. 3337 (S.C.R. No. 47):

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 47, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND THE COUNTY FIRE CHIEFS TO COLLABORATE AND COOPERATE TO REACH A MUTUALLY AGREEABLE SOLUTION OVER FIRE INSPECTION RESPONSIBILITIES AT THE HONOLULU INTERNATIONAL AIRPORT AND OTHER STATE AIRPORTS," was adopted.

Stand. Com. Rep. No. 3338 (S.R. No. 28):

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.R. No. 28, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND THE COUNTY FIRE CHIEFS TO COLLABORATE AND COOPERATE TO REACH A MUTUALLY AGREEABLE SOLUTION OVER FIRE INSPECTION RESPONSIBILITIES AT THE HONOLULU INTERNATIONAL AIRPORT AND OTHER STATE AIRPORTS," was adopted.

Stand. Com. Rep. No. 3339 (S.C.R. No. 95):

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 95, entitled: "SENATE CONCURRENT RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO IMPROVE THE SYNCHRONIZATION OF TRAFFIC SIGNALS ON ALA MOANA BOULEVARD BETWEEN PUNCHBOWL STREET AND KALAKAUA AVENUE, AND TO ASSUME JURISDICTION OF THAT SAME PORTION OF ROAD IN THE INTEREST OF PROMOTING SAFE TRAFFIC FLOW," was adopted.

Stand. Com. Rep. No. 3340 (S.R. No. 57):

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.R. No. 57, entitled: "SENATE RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO IMPROVE THE SYNCHRONIZATION OF TRAFFIC SIGNALS ON ALA MOANA BOULEVARD BETWEEN PUNCHBOWL STREET AND KALAKAUA AVENUE, AND TO ASSUME JURISDICTION OF THAT SAME PORTION OF ROAD IN THE INTEREST OF PROMOTING SAFE TRAFFIC FLOW," was adopted.

Stand. Com. Rep. No. 3341 (S.C.R. No. 74):

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 74, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO EXPEDITE THE COMPLETION OF THE LAHAINA BYPASS PROJECT AS A TOP PRIORITY AND, IN COOPERATION WITH THE COUNTY OF MAUI AND STAKEHOLDERS, DEVELOP STRATEGIES TO REDUCE MOTOR VEHICLE USE INTO AND OUT OF LAHAINA ON THE ISLAND OF MAUI," was adopted.

Stand. Com. Rep. No. 3342 (S.R. No. 48):

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.R. No. 48, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO EXPEDITE THE COMPLETION OF THE LAHAINA BYPASS PROJECT AS A TOP PRIORITY AND, IN COOPERATION WITH THE COUNTY OF MAUI AND STAKEHOLDERS, DEVELOP STRATEGIES TO REDUCE MOTOR VEHICLE USE INTO AND OUT OF LAHAINA ON THE ISLAND OF MAUI," was adopted.

Stand. Com. Rep. No. 3343 (S.R. No. 3):

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.R. No. 3, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND COUNTY OF HONOLULU DEPARTMENT OF TRANSPORTATION SERVICES TO CONDUCT A ROAD SIGN AUDIT WITH THE PRIVATE SECTOR," was adopted.

Stand. Com. Rep. No. 3344 (S.C.R. No. 158):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 158, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY OF THE SHORELINE SETBACK REFERENCE LINE," was adopted.

Stand. Com. Rep. No. 3345 (S.R. No. 96):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 96, entitled: "SENATE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY OF THE SHORELINE SETBACK REFERENCE LINE," was adopted.

Stand. Com. Rep. No. 3346 (S.C.R. No. 160, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 160, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO STUDY THE APPLICABILITY AND USE OF THE AGRICULTURAL INCOME CAPITALIZATION APPROACH AND OTHER METHODOLOGIES TO STABILIZE THE REOPENING OF RENTS FOR DEPARTMENT OF AGRICULTURE'S AGRICULTURAL PARKS," was adopted.

Stand. Com. Rep. No. 3347 (S.R. No. 98, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 98, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO STUDY THE APPLICABILITY AND USE OF THE AGRICULTURAL INCOME CAPITALIZATION APPROACH AND OTHER METHODOLOGIES TO STABILIZE THE REOPENING OF RENTS FOR DEPARTMENT OF AGRICULTURE'S AGRICULTURAL PARKS," was adopted.

Stand. Com. Rep. No. 3348 (S.C.R. No. 163):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 163, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON ESTABLISHING A HAWAII STATE GEOLOGICAL SURVEY," was adopted.

Stand. Com. Rep. No. 3349 (S.R. No. 101):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 101, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON ESTABLISHING A HAWAII STATE GEOLOGICAL SURVEY," was adopted.

Stand. Com. Rep. No. 3350 (S.C.R. No. 165):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 165, entitled: "SENATE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES, UNITED STATES CONGRESS, AND UNITED STATES DEPARTMENT OF EDUCATION TO SUPPORT THE GOALS OF THE NO CHILD LEFT BEHIND ACT (NCLB) BY INCREASING FUNDS FOR FEDERAL EDUCATION INITIATIVES AND AFFORDING MORE FLEXIBILITY TO STATES IN RELATION TO NCLB," was adopted.

Stand. Com. Rep. No. 3351 (S.R. No. 103):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 103, entitled: "SENATE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES, UNITED STATES CONGRESS, AND UNITED STATES DEPARTMENT OF EDUCATION TO SUPPORT THE GOALS OF THE NO CHILD LEFT BEHIND ACT (NCLB) BY INCREASING FUNDS FOR FEDERAL EDUCATION INITIATIVES AND AFFORDING MORE FLEXIBILITY TO STATES IN RELATION TO NCLB," was adopted.

Stand. Com. Rep. No. 3352 (S.C.R. No. 166, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 166, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION EVALUATE THE AIR COOLING NEEDS OF EACH SCHOOL COMPLEX AND TO REVIEW THE FEASIBILITY OF USING ALTERNATIVE AIR COOLING METHODS SUCH AS FANS, HEAT REDUCTION, INSULATION, AND ENERGY EFFICIENT INDIVIDUAL AIR CONDITIONING WALL UNITS," was adopted.

Stand. Com. Rep. No. 3353 (S.R. No. 104, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 104, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION EVALUATE THE AIR COOLING NEEDS OF EACH SCHOOL COMPLEX AND TO REVIEW THE FEASIBILITY OF USING ALTERNATIVE AIR COOLING METHODS SUCH AS FANS, HEAT REDUCTION, INSULATION, AND ENERGY EFFICIENT INDIVIDUAL AIR CONDITIONING WALL UNITS," was adopted.

Stand. Com. Rep. No. 3354 (S.C.R. No. 105):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 105, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT CHANGES TO THE NO CHILD LEFT BEHIND ACT OF 2001," was adopted with Senator Slom voting "No."

Stand. Com. Rep. No. 3355 (S.R. No. 61):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 61, entitled: "SENATE RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT CHANGES TO THE NO CHILD LEFT BEHIND ACT OF 2001," was adopted with Senator Slom voting "No."

Stand. Com. Rep. No. 3356 (S.C.R. No. 104):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 104, entitled: "SENATE CONCURRENT RESOLUTION URGING THE PRESIDENT AND UNITED STATES CONGRESS TO PROVIDE STATES WITH THE NECESSARY FUNDING TO IMPLEMENT THE GOALS OF THE NO CHILD LEFT BEHIND ACT OF 2001 AND OTHER EDUCATION-RELATED PROGRAMS AND TO OFFER STATES WAIVERS OR EXEMPTIONS FROM RELATED REGULATIONS WHEN FEDERAL FUNDING FOR ELEMENTARY AND SECONDARY EDUCATION IS DECREASED," was adopted with Senator Slom voting "No."

Stand. Com. Rep. No. 3357 (S.R. No. 60):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 60, entitled: "SENATE RESOLUTION URGING THE PRESIDENT AND UNITED STATES CONGRESS TO PROVIDE STATES WITH THE NECESSARY FUNDING TO IMPLEMENT THE GOALS OF THE NO CHILD LEFT BEHIND ACT OF 2001 AND OTHER EDUCATION-RELATED PROGRAMS AND TO OFFER STATES WAIVERS OR EXEMPTIONS FROM RELATED REGULATIONS WHEN FEDERAL FUNDING FOR ELEMENTARY AND SECONDARY EDUCATION IS DECREASED," was adopted with Senator Slom voting "No."

Stand. Com. Rep. No. 3358 (S.C.R. No. 84):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 84, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE HA'IKU ELEMENTARY SCHOOL CAFETERIA BE KNOWN AS THE JEAN SUZUKI CAFETERIA IN HONOR OF FORMER HA'IKU ELEMENTARY SCHOOL CAFETERIA EMPLOYEE JEAN SUZUKI," was adopted.

Stand. Com. Rep. No. 3359 (S.R. No. 55):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 55, entitled: "SENATE RESOLUTION REQUESTING THAT THE HA'IKU ELEMENTARY SCHOOL CAFETERIA BE KNOWN AS THE JEAN SUZUKI CAFETERIA IN HONOR OF FORMER HA'IKU ELEMENTARY SCHOOL CAFETERIA EMPLOYEE JEAN SUZUKI," was adopted.

Stand. Com. Rep. No. 3360 (S.R. No. 35):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 35, entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY ON THE ISSUE OF RECLASSIFYING VARIABLE ANNUITY CONTRACTS AS INSURANCE RATHER THAN SECURITIES," was adopted.

Stand. Com. Rep. No. 3361 (S.C.R. No. 55):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 55, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY ON THE ISSUE OF RECLASSIFYING VARIABLE ANNUITY

CONTRACTS AS INSURANCE RATHER THAN SECURITIES," was adopted.

Stand. Com. Rep. No. 3362 (S.R. No. 23, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 23, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO ESTABLISH A TASK FORCE ON SUPPLY OF CONTRACTORS AND TRADESMEN IN TIMES OF NATURAL DISASTER TO STUDY THE EXPEDITED LICENSING OR LICENSING EXEMPTIONS FOR CONTRACTORS AND TRADESMEN," was adopted.

Stand. Com. Rep. No. 3363 (S.C.R. No. 42, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 42, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO ESTABLISH A TASK FORCE ON SUPPLY OF CONTRACTORS AND TRADESMEN IN TIMES OF NATURAL DISASTER TO STUDY THE EXPEDITED LICENSING OR LICENSING EXEMPTIONS FOR CONTRACTORS AND TRADESMEN," was adopted.

Stand. Com. Rep. No. 3364 (S.C.R. No. 34, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 34, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF THE MAINTENANCE SERVICE SECTION OF THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," was adopted.

Stand. Com. Rep. No. 3365 (S.C.R. No. 82, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 82, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING CONGRESS AND THE FEDERAL COMMUNICATIONS COMMISSION TO ADDRESS PUBLIC INTERESTS AND COMMUNITY NEEDS FOR LOCAL MEDIA, INCLUDING NEWS, ACCESS, AND OWNERSHIP," was adopted with Senator Slom voting "No."

Stand. Com. Rep. No. 3366 (S.R. No. 53, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 53, S.D. 1, entitled: "SENATE RESOLUTION URGING CONGRESS AND THE FEDERAL COMMUNICATIONS COMMISSION TO ADDRESS PUBLIC INTERESTS AND COMMUNITY NEEDS FOR LOCAL MEDIA, INCLUDING NEWS, ACCESS, AND OWNERSHIP," was adopted with Senator Slom voting "No."

THIRD READING

H.B. No. 1878, S.D. 1:

On motion by Senator Baker, seconded by Senator Espero and carried, H.B. No. 1878, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENT SECURITIES ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Hanabusa, Hemmings, Hogue, Menor, Taniguchi).

H.B. No. 2313, S.D. 1:

On motion by Senator Baker, seconded by Senator Espero and carried, H.B. No. 2313, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Hanabusa, Hemmings, Hogue, Menor, Taniguchi).

H.B. No. 2443, H.D. 1, S.D. 1:

On motion by Senator Inouye, seconded by Senator Taniguchi and carried, H.B. No. 2443, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMERGENCY MANAGEMENT ASSISTANCE COMPACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hanabusa, Hemmings, Hogue, Menor).

Stand. Com. Rep. No. 3285 (H.B. No. 1787, H.D. 1, S.D. 1):

Senator Hee moved that Stand. Com. Rep. No. 3285 be adopted and H.B. No. 1787, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Chun Oakland.

Senator Whalen rose in opposition to the measure and said:

"Mr. President, I rise in opposition to this bill.

"Mr. President, obviously, this bill is an attempt to address the situation that doesn't really exist in Hawaii. It's been across the mainland where cars have been stolen with a child left inside. The thief usually didn't know about it because the car was quickly abandoned with the child inside. Certainly, in a situation like that, Mr. President, that is a very dangerous situation for a child. But once again, we use the shotgun approach to deal with this problem. We've made it illegal now, or a violation rather, to have a 14-year-old child watch another child in the car if they are under nine years old.

"Mr. President, my 13-year-old son regularly watches my kids when my wife and I aren't available. He makes them their food and takes care of them. He knows our cell numbers. He's a very responsible kid. This bill right now makes it illegal for my wife to stop the car, open the door, take two steps outside to throw something in the garbage can, because under the law, she's leaving the car. She's leaving the children inside unsupervised. It's now a violation.

"If the situation is that a 14-year-old child is not responsible enough to watch another child, then we should make it illegal for that to happen anyplace, anytime, whether it's in a car, a house, an apartment, out in the yard, playing sports.

"The problem that we're trying to deal with here, Mr. President, is the illegal behavior of a car thief, not the responsibility or irresponsibility of a child. What we're doing is we're punishing . . . I know we heard this argument before, but what we're doing is we're punishing law-abiding families for the illegal behavior of some. And if that was dangerous – to leave a 14-year-old with an 8-year-old – we already have a law on the books about endangering the welfare of a minor. So this bill is completely unnecessary if it was

endangering. But because it's not endangering, we are now making it illegal.

"I wish, as a body, we would not have these knee-jerk reactions without thinking clearly through what's going on, because even the bill itself might even be deemed unconstitutional because it's so vague about what is leaving.

"One final note, not to draw it on, but on one hand we're saying that if you're 14 years old, you can consent to very dangerous medical procedures without your parent's knowledge or consent, but yet that same 14-year-old is so irresponsible that they can't watch an 8-year-old in the car.

"I urge my colleagues to vote 'no' or at least kill it in Committee."

At 12:11 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:29 o'clock p.m.

Senator Hee moved that action on Stand. Com. Rep. No. 3285 and H.B. No. 1787, H.D. 1, S.D. 1, be deferred until Tuesday, April 11, 2006, seconded by Senator Baker.

Senator Whalen rose and said:

"Mr. President, point of inquiry. Does that mean I have to say that speech again?" (Laughter.)

The motion was put by the Chair and carried, action on Stand. Com. Rep. No. 3285 and H.B. No. 1787, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ENDANGERMENT," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3286 (H.B. No. 1819, H.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 3286 and H.B. No. 1819, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 281, HAWAII REVISED STATUTES," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3287 (H.B. No. 1825, H.D. 1, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 3287 and H.B. No. 1825, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3288 (H.B. No. 1899, H.D. 1, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 3288 and H.B. No. 1899, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF SAFETY HELMETS BY MINORS," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3289 (H.B. No. 1955, H.D. 1, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 3289 and H.B. No. 1955, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LITTER CONTROL," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3290 (H.B. No. 2050, H.D. 2, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 3290 and H.B. No. 2050, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL

MATCHMAKING," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3291 (H.B. No. 2133, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 3291 and H.B. No. 2133, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL AREA RESERVE SYSTEM," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3292 (H.B. No. 2367, H.D. 1, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 3292 and H.B. No. 2367, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR SERVICE PROVIDERS OF THE OFFICE OF YOUTH SERVICES," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3293 (H.B. No. 2857, H.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 3293 and H.B. No. 2857, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3294 (H.B. No. 3126):

By unanimous consent, action on Stand. Com. Rep. No. 3294 and H.B. No. 3126, entitled: "A BILL FOR AN ACT RELATING TO RAPID IDENTIFICATION DOCUMENTS," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3295 (H.B. No. 3254, H.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 3295 and H.B. No. 3254, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OATHS OF OFFICE," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3296 (H.B. No. 1809, H.D. 2, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 3296 and H.B. No. 1809, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER'S LICENSE," was deferred until Tuesday, April 11, 2006.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

MATTERS DEFERRED FROM WEDNESDAY, APRIL 5, 2006

The President made the following committee assignments of House concurrent resolutions that were received on Wednesday, April 5, 2006:

House Concurrent Resolution	Referred to:
No. 16	Committee on Labor
No. 27, H.D. 1	Jointly to the Committee on Education and Military Affairs and the Committee on Energy, Environment, and International Affairs
No. 34, H.D. 1	Committee on Energy, Environment, and International Affairs

No. 49, H.D. 1	Committee on Education and Military Affairs	
No. 62	Committee on Labor	Respectfully submitted,
No. 67	Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Human Services	Clerk of the Senate
No. 74	Committee on Judiciary and Hawaiian Affairs	Approved:
No. 88	Committee on Health	
No. 136, H.D. 1	Committee on Education and Military Affairs, then to the Committee on Energy, Environment, and International Affairs	President of the Senate
No. 142	Committee on Media, Arts, Science and Technology	
No. 157, H.D. 1	Committee on Health	
No. 230	Committee on Energy, Environment, and International Affairs, then to the Committee on Ways and Means	
No. 274	Committee on Energy, Environment, and International Affairs	
No. 275	Committee on Energy, Environment, and International Affairs	
No. 287, H.D. 1	Committee on Water, Land, and Agriculture	
No. 288, H.D. 1	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Transportation and Government Operations	
No. 312, H.D. 1	Committee on Energy, Environment, and International Affairs	

STANDING COMMITTEE REPORT

Senators Hee and Hanabusa, for the Committee on Higher Education and the Committee on Judiciary and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 3408), recommending that S.C.R. No. 199 be referred to the Committee on Transportation and Government Operations.

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 199, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COLLEGE OF HAWAIIAN LANGUAGE AT THE UNIVERSITY OF HAWAII AT HILO TO WORK WITH APPROPRIATE GOVERNMENT OFFICES TO DEVELOP A PLAN TO PROMOTE THE HAWAIIAN LANGUAGE IN ALL STATE AND COUNTY GOVERNMENT OFFICES," was referred to the Committee on Transportation and Government Operations.

ADJOURNMENT

At 12:32 o'clock p.m., on motion by Senator Hee, seconded by Senator Trimble and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, April 7, 2006.

FORTY-SIXTH DAY

Friday, April 7, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:39 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Rabbi Peter B. Schaktman, Temple Emanu-El, after which the Roll was called showing all Senators present with the exception of Senators Fukunaga, Hogue and Inouye who were excused.

The President announced that he had read and approved the Journal of the Forty-Fifth Day.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 478 to 487) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 478, returning S.B. No. 2290, S.D. 2, which passed Third Reading in the House of Representatives on April 6, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Trimble and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2290, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 479, returning S.B. No. 2292, S.D. 2, which passed Third Reading in the House of Representatives on April 6, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Trimble and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2292, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 480, returning S.B. No. 3049, S.D. 1, which passed Third Reading in the House of Representatives on April 6, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Trimble and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 3049, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 481, returning S.B. No. 2226, which passed Third Reading in the House of Representatives on April 6, 2006, was placed on file.

Hse. Com. No. 482, returning S.B. No. 2296, S.D. 1, which passed Third Reading in the House of Representatives on April 6, 2006, was placed on file.

Hse. Com. No. 483, returning S.B. No. 2602, S.D. 1, which passed Third Reading in the House of Representatives on April 6, 2006, was placed on file.

Hse. Com. No. 484, returning S.B. No. 2608, which passed Third Reading in the House of Representatives on April 6, 2006, was placed on file.

Hse. Com. No. 485, transmitting H.C.R. No. 76, H.D. 1, which was adopted by the House of Representatives on April 6, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 76, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REPORT ON THE STATUS OF ITS LITIGATION AGAINST WASTE MANAGEMENT OF HAWAII, INC. AND THE CITY AND COUNTY OF HONOLULU AND REPORT ON HOW THE DEPARTMENT OF HEALTH CONDUCTS HEALTH SURVEILLANCES RELATED TO ENVIRONMENTAL FACTORS, SUCH AS LANDFILLS AND INFECTIOUS DISEASE, AND HOW THE DIVISIONS OF THE DEPARTMENT OF HEALTH WORK TOGETHER TO SHARE INFORMATION AND DETERMINE ANY ACTIONS TO BE TAKEN," was deferred until Tuesday, April 11, 2006.

Hse. Com. No. 486, transmitting H.C.R. No. 238, which was adopted by the House of Representatives on April 6, 2006, was placed on file.

By unanimous consent, action on H.C.R. No. 238, entitled: "HOUSE CONCURRENT RESOLUTION STRONGLY REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ENFORCE ITS MOORAGE PERMITTING RULES IN KANEOHE BAY," was deferred until Tuesday, April 11, 2006.

Hse. Com. No. 487, informing the Senate that the House has disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 2691 (S.D. 2);
H.B. No. 2780, H.D. 1 (S.D. 1);
H.B. No. 3101, H.D. 1 (S.D. 1);
H.B. No. 3242 (S.D. 1); and
H.B. No. 3256, H.D. 1 (S.D. 1),

was placed on file.

STANDING COMMITTEE REPORTS

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3409) recommending that S.C.R. No. 200 be referred to the Committee on Human Services.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 200, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING SUPPORT FOR THE UNIVERSITY OF HAWAII'S CENTER ON AGING, RESEARCH, AND EDUCATION," was referred to the Committee on Human Services.

Senators Hanabusa and Hee, for the Committee on Judiciary and Hawaiian Affairs and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 3410) recommending that S.R. No. 79 be referred to the Committee on Transportation and Government Operations.

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.R. No. 79, entitled: "SENATE RESOLUTION ESTABLISHING A SENATE SPECIAL COMMITTEE TO MAKE RECOMMENDATIONS ON THE APPROPRIATE LEASE RENT FOR THE MAUNA KEA SUMMIT LANDS," was referred to the Committee on Transportation and Government Operations.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3411) recommending that H.B. No. 3225, 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 Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 3225, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3412) recommending that H.B. No. 1448, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 1448, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3413) recommending that H.B. No. 2399, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 2399, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTER-ISLAND FERRY SERVICE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 11, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3414) recommending that H.B. No. 173, 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 Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 173, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3415) recommending that H.B. No. 2045, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 2045, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERINATAL CARE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 11, 2006.

Senators Sakamoto and Taniguchi, for the Committee on Education and Military Affairs and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 3416) recommending that H.B. No. 2210, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and

H.B. No. 2210, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PEARLRIDGE ELEMENTARY SCHOOL," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 11, 2006.

Senators Sakamoto and Inouye, for the Committee on Education and Military Affairs and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 3417) recommending that H.B. No. 2457, 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 Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and H.B. No. 2457, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE PLAN," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 11, 2006.

Senators Kokubun and Baker, for the Committee on Water, Land, and Agriculture and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 3418) recommending that H.B. No. 2796, 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 Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and H.B. No. 2796, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HONEY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 11, 2006.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3419) recommending that H.B. No. 2146, 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 Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and H.B. No. 2146, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 11, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3420) recommending that H.B. No. 1935, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 1935, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 11, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3421) recommending that H.B. No. 2331 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 2331, entitled: "A BILL FOR AN ACT RELATING TO AN INACTIVE STATUS FOR PROFESSIONAL AND VOCATIONAL LICENSES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 11, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3422) recommending that H.B. No. 3100, 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 Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 3100, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE FORECLOSURES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3423) recommending that H.B. No. 1920 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 1920, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL LITERACY MONTH," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 11, 2006.

Senators Kim, Kokubun and Ige, for the Committee on Tourism, the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3424) recommending that H.B. No. 2145, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hee, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and H.B. No. 2145, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL TOURISM," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3425) recommending that H.B. No. 970, 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 Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 970, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY RELIEF FOR NATURAL DISASTERS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 11, 2006.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3426) recommending that H.B. No. 3194, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3426 and H.B. No. 3194, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSION FOR NATIONAL AND COMMUNITY SERVICE," was deferred until Tuesday, April 11, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3427) recommending that S.C.R. No. 31, S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3427 and S.C.R. No. 31, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN ANALYSIS OF PROPOSED

REGULATORY MEASURES REQUIRING PROFESSIONAL LICENSURE OF GENETIC COUNSELORS," was deferred until Tuesday, April 11, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3428) recommending that S.C.R. No. 120 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3428 and S.C.R. No. 120, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON CREATING CONTRIBUTORY AFFORDABLE HOUSING SOLUTIONS THROUGH MANDATED STATE SPECIAL ASSESSMENTS AGAINST REAL PROPERTY AND IMPROVEMENTS THAT ACCRUE TO COMMERCIAL AND INDUSTRIAL LESSORS THROUGH THE EXERCISE OF FULL-TERM EXPIRATORY REVERSION CLAUSES IN GROUND LEASE CONTRACTS ENTERED INTO AFTER DECEMBER 31, 1963," was deferred until Tuesday, April 11, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3429) recommending that S.C.R. No. 118, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3429 and S.C.R. No. 118, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A TASK FORCE TO RESEARCH AVENUES OF APPROPRIATE FINANCING FOR CAPITAL IMPROVEMENTS FOR FEDERALLY QUALIFIED HEALTH CENTERS, INCLUDING USE OF REVOLVING LOAN FUNDS," was deferred until Tuesday, April 11, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3430) recommending that S.C.R. No. 144, S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3430 and S.C.R. No. 144, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEVELOPMENT OF A LONG-TERM CARE INFRASTRUCTURE PLAN FOR HAWAII TO ENSURE PUBLIC SAFETY WHILE SUPPORTING AGING IN PLACE," was deferred until Tuesday, April 11, 2006.

ORDER OF THE DAY

ADVISE AND CONSENT

At 11:48 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:49 o'clock a.m.

Stand. Com. Rep. No. 3388 (Gov. Msg. No. 283):

Senator Hee moved that Stand. Com. Rep. No. 3388 be received and placed on file, seconded by Senator Trimble and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of SCOTT SHIGERU MORISHIGE to the Hawai'i Commission for National and Community Service, term to expire June 30, 2010, seconded by Senator Trimble.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Fukunaga, Hogue, Inouye).

Stand. Com. Rep. No. 3389 (Gov. Msg. Nos. 285 and 286):

Senator Hee moved that Stand. Com. Rep. No. 3389 be received and placed on file, seconded by Senator Trimble and carried.

Senator Hee then moved that the Senate advise and consent to the nominations to the Center for Nursing Advisory Board of the following:

CATHERINE A. ADAMS RN, term to expire June 30, 2010 (Gov. Msg. No. 285); and

SALLY T. ISHIKAWA, term to expire June 30, 2010 (Gov. Msg. No. 286),

seconded by Senator Trimble.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Fukunaga, Hogue, Inouye).

Stand. Com. Rep. No. 3390 (Gov. Msg. No. 292):

Senator Hee moved that Stand. Com. Rep. No. 3390 be received and placed on file, seconded by Senator Trimble and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of CAROL ANN BURDICK to the Board of Taxation Review, 2nd Taxation District (Maui), term to expire June 30, 2010, seconded by Senator Trimble.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Fukunaga, Hogue, Inouye).

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM THURSDAY, APRIL 6, 2006

Stand. Com. Rep. No. 3371 (S.C.R. No. 48, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 48, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO RECOMMEND WHETHER THE DEPARTMENT OF TRANSPORTATION SHOULD ADOPT THE BASIC RIDER COURSE OF THE MOTORCYCLE SAFETY FOUNDATION AS A COMPREHENSIVE EDUCATIONAL PROGRAM FOR THE ENTIRE MOTORCYCLE COMMUNITY," was adopted.

Stand. Com. Rep. No. 3372 (S.R. No. 29, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 29, S.D. 1, entitled: "SENATE RESOLUTION ESTABLISHING A TASK FORCE TO RECOMMEND WHETHER THE DEPARTMENT OF TRANSPORTATION SHOULD ADOPT THE BASIC RIDER COURSE OF THE MOTORCYCLE SAFETY FOUNDATION AS A

COMPREHENSIVE EDUCATIONAL PROGRAM FOR THE ENTIRE MOTORCYCLE COMMUNITY," was adopted.

Stand. Com. Rep. No. 3373 (S.C.R. No. 151, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 151, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE PUBLIC POLICY CENTER OF THE COLLEGE OF SOCIAL SCIENCES AT THE UNIVERSITY OF HAWAII TO SPONSOR A SERIES OF PUBLIC POLICY DIALOGS ON OPEN GOVERNMENT," was adopted.

Stand. Com. Rep. No. 3374 (S.R. No. 107, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 107, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE PUBLIC POLICY CENTER OF THE COLLEGE OF SOCIAL SCIENCES AT THE UNIVERSITY OF HAWAII TO SPONSOR A SERIES OF PUBLIC POLICY DIALOGS ON OPEN GOVERNMENT," was adopted.

Stand. Com. Rep. No. 3375 (S.C.R. No. 90):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the majority of the Committee was adopted and S.C.R. No. 90, entitled: "SENATE CONCURRENT RESOLUTION REQUIRING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE CRIME RATES IN JURISDICTIONS IN THE UNITED STATES THAT ALLOW FOR THE OPEN CARRY OF A FIREARM," was adopted.

Stand. Com. Rep. No. 3376 (S.C.R. No. 228, S.D. 1):

On motion by Senator Hee, seconded by Senator Trimble and carried, the report of the majority of the Committee was adopted and S.C.R. No. 228, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO DIRECT THE FEDERAL TRADE COMMISSION AND THE UNITED STATES POSTAL SERVICE TO EXAMINE THE FEASIBILITY OF ENACTING FEDERAL LEGISLATION THAT WOULD PROVIDE MAIL RECIPIENTS THE OPTION OF BEING INCLUDED ON A NATIONAL LIST OF THOSE NOT WISHING TO RECEIVE ANY UNSOLICITED COMMERCIAL MAIL," was adopted.

At 11:50 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:51 o'clock a.m.

THIRD READING

H.B. No. 1861, S.D. 1:

By unanimous consent, action on H.B. No. 1861, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, April 11, 2006.

H.B. No. 2317:

By unanimous consent, action on H.B. No. 2317, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," was deferred until Tuesday, April 11, 2006.

H.B. No. 2265, H.D. 2, S.D. 1:

By unanimous consent, action on H.B. No. 2265, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3300 (H.B. No. 1242, H.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 3300 and H.B. No. 1242, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SECTION 453-16, HAWAII REVISED STATUTES," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3301 (H.B. No. 1995, H.D. 1, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 3301 and H.B. No. 1995, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF A MINOR," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3302 (H.B. No. 2343, H.D. 1, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 3302 and H.B. No. 2343, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3303 (H.B. No. 3257, H.D. 1, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 3303 and H.B. No. 3257, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3304 (H.B. No. 2286):

By unanimous consent, action on Stand. Com. Rep. No. 3304 and H.B. No. 2286, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3305 (H.B. No. 2454, H.D. 1, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 3305 and H.B. No. 2454, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE VACANCIES," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3306 (H.B. No. 2535, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 3306 and H.B. No. 2535, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3307 (H.B. No. 2639, H.D. 2, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 3307 and H.B. No. 2639, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS WHILE OPERATING A MOTOR VEHICLE," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3308 (H.B. No. 2737, H.D. 1, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 3308 and H.B. No. 2737, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HONOPOU DISTRICT OF THE COUNTY OF MAUI," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3309 (H.B. No. 2747, H.D. 2, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 3309 and H.B. No. 2747, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3310 (H.B. No. 2772, H.D. 1, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 3310 and H.B. No. 2772, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROPERTY DAMAGE TO AGRICULTURAL AND AQUACULTURAL PROPERTY," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3311 (H.B. No. 3037, H.D. 1, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 3311 and H.B. No. 3037, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3312 (H.B. No. 1947, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 3312 and H.B. No. 1947, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3313 (H.B. No. 2192, H.D. 2, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 3313 and H.B. No. 2192, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3314 (H.B. No. 2410, H.D. 1, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 3314 and H.B. No. 2410, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3315 (H.B. No. 2422, H.D. 1, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 3315 and H.B. No. 2422, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3316 (H.B. No. 2708, H.D. 2, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 3316 and H.B. No. 2708, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADVERTISING," was deferred until Tuesday, April 11, 2006.

H.B. No. 1900, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 1900, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3368 (H.B. No. 2500, H.D. 2, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 3368 and H.B. No. 2500, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3369 (H.B. No. 2346, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 3369 and H.B. No. 2346, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF EDUCATION ELECTRICITY," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3370 (H.B. No. 2347, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 3370 and H.B. No. 2347, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF EDUCATION STUDENT TRANSPORTATION," was deferred until Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3406 (H.B. No. 2400):

By unanimous consent, action on Stand. Com. Rep. No. 3406 and H.B. No. 2400, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ACQUISITION OF WAIMEA VALLEY, OAHU," was deferred until Tuesday, April 11, 2006.

HOUSE COMMUNICATIONS

MATTERS DEFERRED FROM THURSDAY, APRIL 6, 2006

H.C.R. No. 12 (Hse. Com. No. 437):

By unanimous consent, action on H.C.R. No. 12, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK FEDERAL FUNDING TO BE USED FOR PROGRAMS AND MEASURES INTENDED TO CONTAIN AND ERADICATE COQUI FROGS IN HAWAII," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 98, H.D. 1 (Hse. Com. No. 438):

By unanimous consent, action on H.C.R. No. 98, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ASSIST IN MANAGING THE FERAL PIG POPULATION IN THE TANTALUS AND MANOA AREA," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 82 (Hse. Com. No. 439):

By unanimous consent, action on H.C.R. No. 82, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE DEVELOPMENT OF THE FUND MANAGEMENT INDUSTRY IN HAWAII," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 101 (Hse. Com. No. 440):

By unanimous consent, action on H.C.R. No. 101, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO STUDY THE FEASIBILITY OF ALLOWING CAMPING WITHIN STATE AGRICULTURAL DISTRICTS AND IF FEASIBLE, TO SPECIFY UNDER WHAT CONDITIONS CAMPING SHOULD BE ALLOWED," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 164 (Hse. Com. No. 441):

By unanimous consent, action on H.C.R. No. 164, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO PROHIBIT ALL COMMERCIAL VENDORS AT THE NU'UANU PALI LOOKOUT ON THE ISLAND OF OAHU," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 320 (Hse. Com. No. 442):

By unanimous consent, action on H.C.R. No. 320, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO HONOR THE FIRST MONDAY IN MAY AS HAWAII HISTORIC PRESERVATION AWARENESS DAY," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 166, H.D. 1 (Hse. Com. No. 443):

By unanimous consent, action on H.C.R. No. 166, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION STRONGLY URGING THE DEPARTMENT OF HUMAN SERVICES TO TEMPORARILY DELAY REALIGNMENT OF ITS CHILD WELFARE SERVICE OFFICES ON ISLAND OF HAWAII TO ALLOW FOR THE CONVENING OF A PUBLIC, COMMUNITY FORUM TO DISCUSS REALIGNMENT IMPLICATIONS AND POTENTIAL IMPACT ON THE CONTINUUM OF CHILD ABUSE AND NEGLECT PREVENTION, FAMILY SUPPORT, FAMILY STRENGTHENING AND VOLUNTARY CASE MANAGEMENT SERVICES FOR FAMILIES AND CHILDREN," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 172 (Hse. Com. No. 444):

By unanimous consent, action on H.C.R. No. 172, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM AND THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY TO CONTINUE THEIR EFFORTS TO SEEK AUTHORIZATION FROM THE UNITED STATES FOREIGN-TRADE ZONES BOARD TO ESTABLISH, OPERATE, AND MAINTAIN A FOREIGN-TRADE ZONE AT THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY'S SCIENCE AND OCEAN TECHNOLOGY PARK AT KAILUA-KONA ON THE ISLAND OF HAWAII," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 174 (Hse. Com. No. 445):

By unanimous consent, action on H.C.R. No. 174, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE BOARD OF LAND AND NATURAL RESOURCES TO FACILITATE THE TRANSFER OF PUBLIC LANDS IN KEALAKEHE TO THE DIVISION OF BOATING AND OCEAN RECREATION AS AN EXPANSION OF HONOKOHAU SMALL BOAT HARBOR," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 195 (Hse. Com. No. 446):

By unanimous consent, action on H.C.R. No. 195, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING HAWAII'S LANDOWNERS, INVESTORS, COUNTY GOVERNMENTS, AND REGULATED ELECTRIC UTILITIES TO PURSUE DEVELOPMENT AND CONVERSION OF FUEL CROPS FOR ELECTRICITY GENERATION, AND REQUESTING THE HAWAII ENERGY POLICY FORUM TO MAKE

RECOMMENDATIONS," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 197 (Hse. Com. No. 447):

By unanimous consent, action on H.C.R. No. 197, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING LEAHI HOSPITAL TO DEVELOP A MASTER PLAN AND FINANCIAL FEASIBILITY REPORT FOR ITS EXISTING CAMPUS THAT WILL TAKE ADVANTAGE OF ITS UNIQUE LOCATION AND RELATIONSHIPS IN EAST HONOLULU," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 200, H.D. 1 (Hse. Com. No. 448):

By unanimous consent, action on H.C.R. No. 200, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT AN ANALYSIS OF INCENTIVES TO PROMOTE LANDOWNER PROTECTION OF IMPORTANT MAUKA LANDS," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 218, H.D. 1 (Hse. Com. No. 449):

By unanimous consent, action on H.C.R. No. 218, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION, UNIVERSITY OF HAWAII JOHN A. BURNS SCHOOL OF MEDICINE, CANCER RESEARCH CENTER OF HAWAII, DEPARTMENT OF EDUCATION, DEPARTMENT OF LAND AND NATURAL RESOURCES, THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY, AND KAMEHAMEHA SCHOOLS TO PLAN A TECHNOLOGY-BASED COLLABORATIVE PROJECT ON STATE LANDS, OR OTHER APPROPRIATE LANDS, IN KAKAAKO," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 234 (Hse. Com. No. 450):

By unanimous consent, action on H.C.R. No. 234, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU, HONOLULU COMMUNITY COLLEGE, AND VARIOUS OTHER ENTITIES TO PURSUE DEVELOPMENT OF A MIXED-USE URBAN CORE IN KALIHI AND REQUESTING ENTERPRISE HONOLULU TO SUBMIT A REPORT RELATING TO THE MIXED-USE URBAN CORE," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 249 (Hse. Com. No. 451):

By unanimous consent, action on H.C.R. No. 249, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REEVALUATE THE BOUNDARIES OF THE HILO BAY RECREATIONAL THRILL CRAFT ZONE," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 261, H.D. 1 (Hse. Com. No. 452):

By unanimous consent, action on H.C.R. No. 261, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH, WITH THE ASSISTANCE OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE DEPARTMENT OF FACILITY MAINTENANCE OF THE CITY AND COUNTY OF HONOLULU, TO REPORT TO THE LEGISLATURE ON THE RELATIONSHIP BETWEEN VARIOUS KAILUA WATERWAYS, INCLUDING THE

KAELEPULU POND, AND THE WATER QUALITY AND NATURAL RESOURCES OF KAILUA BEACH AND KAILUA BAY," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 270 (Hse. Com. No. 453):

By unanimous consent, action on H.C.R. No. 270, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII TO SPEEDILY REBUILD A SCHOOL OF GLOBAL AND PUBLIC HEALTH," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 289 (Hse. Com. No. 454):

By unanimous consent, action on H.C.R. No. 289, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO FORM A TASK FORCE TO RECOMMEND SOLUTIONS TO ABATE AND PREVENT THE ACCUMULATION OF SEDIMENT IN WAILOA RIVER AND HILO BAY," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 290, H.D. 1 (Hse. Com. No. 455):

By unanimous consent, action on H.C.R. No. 290, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO CONVENE A FOCUS GROUP WITH OTHER STAKEHOLDERS TO ASSESS YEARLY SERVICE DELIVERY NEEDS AND LONG-TERM STRATEGIC PLANNING FOR KUPUNA CARE," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 305 (Hse. Com. No. 456):

By unanimous consent, action on H.C.R. No. 305, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE KYOTO PROTOCOL ON CLIMATE CHANGE AS A SIGNIFICANT MEANS TO REDUCE GREENHOUSE GAS EMISSIONS AND STABILIZE THE GLOBAL ATMOSPHERE, AND AS A NECESSARY FIRST STEP TOWARD MAINTAINING THE HEALTH AND QUALITY OF LIFE FOR FUTURE GENERATIONS OF HAWAII RESIDENTS, AND URGING THE GOVERNOR TO REQUEST THE PRESIDENT TO PURSUE RATIFICATION OF THIS AGREEMENT," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 307, H.D. 1 (Hse. Com. No. 457):

By unanimous consent, action on H.C.R. No. 307, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO INCLUDE THE USE OF BIOREMEDIATION METHODS TO PREVENT AND MITIGATE POLLUTION IN ITS BEST MANAGEMENT PRACTICES AND PROGRAMS," was deferred until Tuesday, April 11, 2006.

H.C.R. No. 317 (Hse. Com. No. 458):

By unanimous consent, action on H.C.R. No. 317, entitled: "HOUSE CONCURRENT RESOLUTION COMMENDING THE EFFORTS OF THE ONE CAMPAIGN AND INVITING ALL CITIZENS TO JOIN IN RECOGNIZING AND SUPPORTING THE ONE CAMPAIGN AS IT SPREADS ITS MESSAGE THROUGHOUT THE NATION AND THE WORLD," was deferred until Tuesday, April 11, 2006.

RECONSIDERATION OF ACTIONS TAKEN**SECOND READING**

Stand. Com. Rep. No. 3402 (H.B. No. 2476):

Senator Hee moved that the Senate reconsider its action taken on April 6, 2006, in placing Stand. Com. Rep. No. 3402 and H.B. No. 2476 on the calendar for Third Reading on Tuesday, April 11, 2006, seconded by Senator Trimble and carried.

Senator Hee then moved that Stand. Com. Rep. No. 3402 be adopted and H.B. No. 2476 pass Second Reading and be placed on the calendar for Third Reading, seconded by Senator Trimble.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3402 was adopted and H.B. No. 2476, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3403 (H.B. No. 237, H.D. 3, S.D. 1):

Senator Hee moved that the Senate reconsider its action taken on April 6, 2006, in placing Stand. Com. Rep. No. 3403 and H.B. No. 237, H.D. 3, S.D. 1, on the calendar for Third Reading on Tuesday, April 11, 2006, seconded by Senator Trimble and carried.

Senator Hee then moved that Stand. Com. Rep. No. 3403 be adopted and H.B. No. 237, H.D. 3, S.D. 1, pass Second Reading and be placed on the calendar for Third Reading, seconded by Senator Trimble.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3403 was adopted and H.B. No. 237, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3404 (H.B. No. 2412, H.D. 1, S.D. 1):

Senator Hee moved that the Senate reconsider its action taken on April 6, 2006, in placing Stand. Com. Rep. No. 3404 and H.B. No. 2412, H.D. 1, S.D. 1, on the calendar for Third Reading on Tuesday, April 11, 2006, seconded by Senator Trimble and carried.

Senator Hee then moved that Stand. Com. Rep. No. 3404 be adopted and H.B. No. 2412, H.D. 1, S.D. 1, pass Second Reading and be placed on the calendar for Third Reading, seconded by Senator Trimble.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3404 was adopted and H.B. No. 2412, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 11, 2006.

Stand. Com. Rep. No. 3405 (H.B. No. 2626, S.D. 1):

Senator Hee moved that the Senate reconsider its action taken on April 6, 2006, in placing Stand. Com. Rep. No. 3405 and H.B. No. 2626, S.D. 1, on the calendar for Third Reading on Tuesday, April 11, 2006, seconded by Senator Trimble and carried.

Senator Hee then moved that Stand. Com. Rep. No. 3405 be adopted and H.B. No. 2626, S.D. 1, pass Second Reading and be placed on the calendar for Third Reading, seconded by Senator Trimble.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3405 was adopted and H.B. No. 2626, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 11, 2006.

APPOINTMENT OF CONFEREES

H.B. No. 1982, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1982, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Inouye, co-chair; Ige, Hogue as managers on the part of the Senate at such conference.

STANDING COMMITTEE REPORTS

On motion by Senator Hee, seconded by Senator Trimble and carried unanimously, the Senate authorized the Clerk to receive standing committee reports recommending that House bills be placed on the calendar for Third Reading. In consequence thereof, and subsequent to its recessing at 11:54 o'clock a.m., the Senate took the following actions on the following House bills and standing committee reports:

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3431) recommending that H.B. No. 1155, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3431 and H.B. No. 1155, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHY," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3432) recommending that H.B. No. 2925, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3432 and H.B. No. 2925, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3433) recommending that H.B. No. 3261, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3433 and H.B. No. 3261, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INGENUITY CORPORATION CHARTER," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3434) recommending that H.B. No. 2715, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3434 and H.B. No. 2715, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO POLICE OFFICERS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3435) recommending that H.B. No. 1, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3435 and H.B. No. 1, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3436) recommending that H.B. No. 1890, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3436 and H.B. No. 1890, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SISTER STATE AND PROVINCE RELATIONSHIPS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3437) recommending that H.B. No. 1948, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3437 and H.B. No. 1948, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE MANAGEMENT," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3438) recommending that H.B. No. 2619, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3438 and H.B. No. 2619, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3439) recommending that H.B. No. 2848, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3439 and H.B. No. 2848, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3440) recommending that H.B. No. 2966, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3440 and H.B. No. 2966, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3441) recommending that H.B. No. 1466, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3441 and H.B. No. 1466, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3442) recommending that H.B. No. 1843, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3442 and H.B. No. 1843, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VOCATIONAL AGRICULTURE EDUCATION," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3443) recommending that H.B. No. 1879, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3443 and H.B. No. 1879, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3444) recommending that H.B. No. 1891, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3444 and H.B. No. 1891, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3445) recommending that H.B. No. 2713, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3445 and H.B. No. 2713, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR KAWAIAHAO SCHOOL," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3446) recommending that H.B. No. 2961, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3446 and H.B. No. 2961, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3447) recommending that H.B. No. 2987, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3447 and H.B. No. 2987, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR SAINT LOUIS SCHOOL," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3448) recommending that H.B. No. 30, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3448 and H.B. No. 30, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3449) recommending that H.B. No. 1821, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3449 and H.B. No. 1821, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CARE HOMES," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3450) recommending that H.B. No. 2043, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3450 and H.B. No. 2043, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3451) recommending that H.B. No. 2097, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3451 and H.B. No. 2097, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVERS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3452) recommending that H.B. No. 2258, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3452 and H.B. No. 2258, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3453) recommending that H.B. No. 3116, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3453 and H.B. No. 3116, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CHILDREN'S HEALTH CARE PROGRAM," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3454) recommending that H.B. No. 1723, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3454 and H.B. No. 1723, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL INVESTMENTS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3455) recommending that H.B. No. 2836, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3455 and H.B. No. 2836, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION SECURITY," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3456) recommending that H.B. No. 3060, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3456 and H.B. No. 3060, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3457) recommending that H.B. No. 3235, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3457 and H.B. No. 3235, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3458) recommending that H.B. No. 266, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3458 and H.B. No. 266, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LABOR," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3459) recommending that H.B. No. 1867, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3459 and H.B. No. 1867, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3460) recommending that H.B. No. 2211, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3460 and H.B. No. 2211, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEFINITIONS FOR WORKERS' COMPENSATION," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3461) recommending that H.B. No. 2309 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3461 and H.B. No. 2309, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3462) recommending that H.B. No. 2311, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3462 and H.B. No. 2311, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3463) recommending that H.B. No. 2558, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3463 and H.B. No. 2558, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VOCATIONAL REHABILITATION," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3464) recommending that H.B. No. 2692, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3464 and H.B. No. 2692, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3465) recommending that H.B. No. 2947, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3465 and H.B. No. 2947, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3466) recommending that H.B. No. 2950, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3466 and H.B. No. 2950, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3467) recommending that H.B. No. 2952, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3467 and H.B. No. 2952, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3468) recommending that H.B. No. 2039, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3468 and H.B. No. 2039, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DECONTAMINATION OF ILLEGAL DRUG MANUFACTURING SITES," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3469) recommending that H.B. No. 2109, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3469 and H.B. No. 2109, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3470) recommending that H.B. No. 2187, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3470 and H.B. No. 2187, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY MEDICAL SERVICES," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3471) recommending that H.B. No. 3259, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3471 and H.B. No. 3259, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DENTAL HEALTH," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3472) recommending that H.B. No. 1922, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3472 and H.B. No. 1922, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3473) recommending that H.B. No. 2669, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3473 and H.B. No. 2669, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE CONVENTION CENTER ENTERPRISE SPECIAL FUND," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3474) recommending that H.B. No. 2075, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3474 and H.B. No. 2075, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3475) recommending that H.B. No. 2214, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3475 and H.B. No. 2214, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE

SURCHARGE TAX," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3476) recommending that H.B. No. 2215 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3476 and H.B. No. 2215, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS ON PUBLIC PROPERTY," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3477) recommending that H.B. No. 2273, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3477 and H.B. No. 2273, S.D. 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR RISK MANAGEMENT," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3478) recommending that H.B. No. 2275, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3478 and H.B. No. 2275, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3479) recommending that H.B. No. 2423, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3479 and H.B. No. 2423, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE HIGHWAY FUND," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3480) recommending that H.B. No. 2637, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3480 and H.B. No. 2637, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3481) recommending that H.B. No. 2641, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3481 and H.B. No. 2641, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3482) recommending that H.B. No. 2778, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3482 and H.B. No. 2778, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3483) recommending that H.B. No. 3121, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3483 and H.B. No. 3121, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3484) recommending that H.B. No. 3123, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3484 and H.B. No. 3123, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HURRICANE PREPAREDNESS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3485) recommending that H.B. No. 1917, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3485 and H.B. No. 1917, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII CONSTITUTION RELATING TO THE ESTABLISHMENT OF A SALARY COMMISSION," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3486) recommending that H.B. No. 2051, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3486 and H.B. No. 2051, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROTECTION FOR VICTIMS OF HUMAN TRAFFICKING," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3487) recommending that H.B. No. 2204, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3487 and H.B. No. 2204, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3488) recommending that H.B. No. 2277, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3488 and H.B. No. 2277, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3489) recommending that H.B. No. 2278, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3489 and H.B. No. 2278, H.D. 1, S.D. 2, entitled: "A BILL FOR AN

ACT MAKING EMERGENCY APPROPRIATIONS FOR THE DEPARTMENT OF THE ATTORNEY GENERAL," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3490) recommending that H.B. No. 2303, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3490 and H.B. No. 2303, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3491) recommending that H.B. No. 2540, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3491 and H.B. No. 2540, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INCREASING STIPENDS FOR VOLUNTEER PRECINCT OFFICIALS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3492) recommending that H.B. No. 2595, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3492 and H.B. No. 2595, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY VISITS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3493) recommending that H.B. No. 2625, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3493 and H.B. No. 2625, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM STATE LAWS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3494) recommending that H.B. No. 1880, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3494 and H.B. No. 1880, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3495) recommending that H.B. No. 2179, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3495 and H.B. No. 2179, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3496) recommending that H.B. No. 2763, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3496 and H.B. No. 2763, H.D. 1, S.D. 2, entitled: "A BILL FOR AN

ACT MAKING AN APPROPRIATION TO ERADICATE AND CONTROL THE COQUI FROG," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3497) recommending that H.B. No. 2771, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3497 and H.B. No. 2771, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN AGRICULTURAL PARK IN ROYAL KUNIA," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3498) recommending that H.B. No. 2774, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3498 and H.B. No. 2774, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3499) recommending that H.B. No. 2805, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3499 and H.B. No. 2805, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3500) recommending that H.B. No. 2806, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3500 and H.B. No. 2806, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABILITY," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3501) recommending that H.B. No. 2878, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3501 and H.B. No. 2878, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST TRADEWINDS FOREST PRODUCTS, LLC," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3502) recommending that H.B. No. 2974, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3502 and H.B. No. 2974, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3503) recommending that H.B. No. 3056, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3503 and H.B. No. 3056, H.D. 2, S.D. 2, entitled: "A BILL FOR AN

ACT RELATING TO KAWAI NUI MARSH," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3504) recommending that H.B. No. 1800, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3504 and H.B. No. 1800, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SALE OF REAL PROPERTY," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3505) recommending that H.B. No. 2239, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3505 and H.B. No. 2239, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAND ACQUISITION," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3506) recommending that H.B. No. 2315, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3506 and H.B. No. 2315, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3507) recommending that H.B. No. 2319, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3507 and H.B. No. 2319, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3508) recommending that H.B. No. 2964, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3508 and H.B. No. 2964, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3509) recommending that H.B. No. 2991, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3509 and H.B. No. 2991, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3510) recommending that H.B. No. 3067, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3510 and H.B. No. 3067, H.D. 2, S.D. 2, entitled: "A BILL FOR AN

ACT RELATING TO STATE FUNDS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3511) recommending that H.B. No. 3077, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3511 and H.B. No. 3077, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST ROSETTE STEEL HAWAII," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3512) recommending that H.B. No. 2419, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3512 and H.B. No. 2419, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3513) recommending that H.B. No. 1923, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3513 and H.B. No. 1923, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3514) recommending that H.B. No. 3217, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3514 and H.B. No. 3217, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KUPUNA RECOGNITION DAY," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3515) recommending that H.B. No. 2678, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3515 and H.B. No. 2678, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3516) recommending that H.B. No. 1918, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3516 and H.B. No. 1918, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMISSION ON SALARIES," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3517) recommending that H.B. No. 1021, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3517 and H.B. No. 1021, H.D. 2, S.D. 2, entitled: "A BILL FOR AN

ACT RELATING TO PUBLIC UTILITIES," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3518) recommending that H.B. No. 3118, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3518 and H.B. No. 3118, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3519) recommending that H.B. No. 439, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3519 and H.B. No. 439, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE OMBUDSMAN," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3520) recommending that H.B. No. 487, H.D. 1, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3520 and H.B. No. 487, H.D. 1, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3521) recommending that H.B. No. 3087, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3521 and H.B. No. 3087, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3522) recommending that H.B. No. 1033, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3522 and H.B. No. 1033, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3523) recommending that H.B. No. 2271, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3523 and H.B. No. 2271, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NON-AGRICULTURAL PARK LANDS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3524) recommending that H.B. No. 2555, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3524 and H.B. No. 2555, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY

DEVELOPMENT AUTHORITY," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3525) recommending that H.B. No. 2587, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3525 and H.B. No. 2587, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MARINE RESOURCES," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3526) recommending that H.B. No. 1862, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3526 and H.B. No. 1862, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3527) recommending that H.B. No. 1865, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3527 and H.B. No. 1865, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3528) recommending that H.B. No. 2182, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3528 and H.B. No. 2182, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3529) recommending that H.B. No. 3237, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3529 and H.B. No. 3237, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3530) recommending that H.B. No. 1889, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3530 and H.B. No. 1889, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF INTERNATIONAL AFFAIRS," was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3531) recommending that H.B. No. 2175, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3531 and H.B. No. 2175, H.D. 2, S.D. 2, entitled: "A BILL FOR AN

ACT RELATING TO ENERGY,” was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3532) recommending that H.B. No. 2153, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3532 and H.B. No. 2153, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3533) recommending that H.B. No. 3105, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3533 and H.B. No. 3105, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION,” was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3534) recommending that H.B. No. 3142, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3534 and H.B. No. 3142, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TRAUMA CARE,” was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3535) recommending that H.B. No. 1866, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3535 and H.B. No. 1866, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3536) recommending that H.B. No. 2183, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3536 and H.B. No. 2183, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EMERGENCY SHELTERS,” was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3537) recommending that H.B. No. 3036, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3537 and H.B. No. 3036, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CONTRACTS,” was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3538) recommending that H.B. No. 2176, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3538 and H.B. No. 2176, H.D. 2, S.D. 2, entitled: “A BILL FOR AN

ACT RELATING TO HOUSING,” was deferred until Tuesday, April 11, 2006.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3539) recommending that H.B. No. 3115, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3539 and H.B. No. 3115, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE PETROLEUM INDUSTRY,” was deferred until Tuesday, April 11, 2006.

ADJOURNMENT

At 8:00 o'clock p.m., the Senate adjourned until 10:00 o'clock a.m., Tuesday, April 11, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FORTY-SEVENTH DAY

Tuesday, April 11, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 10:26 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. Ernest Morikubo, Moiliili Hongwanji Mission, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Forty-Sixth Day.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 488 to 545) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 488, informing the Senate that the House has disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 1878 (S.D. 1);
H.B. No. 2313 (S.D. 1); and
H.B. No. 2443, H.D. 1 (S.D. 1),

was placed on file.

Hse. Com. No. 489, transmitting H.C.R. No. 66, H.D. 1, which was adopted by the House of Representatives on April 7, 2006, was placed on file.

By unanimous consent, H.C.R. No. 66, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A LONG-RANGE PLAN TO ADDRESS THE FUTURE OF PUBLIC AND SCHOOL LIBRARIES," was referred to the Committee on Education and Military Affairs.

Hse. Com. No. 490, transmitting H.C.R. No. 86, which was adopted by the House of Representatives on April 7, 2006, was placed on file.

By unanimous consent, H.C.R. No. 86, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO INCLUDE IN ITS TRANSPORTATION PLAN FOR A LIGHT-RAIL TRANSIT SYSTEM AN ADDITIONAL SPUR LINE TO MILILANI," was referred jointly to the Committee on Intergovernmental Affairs and the Committee on Transportation and Government Operations.

Hse. Com. No. 491, transmitting H.C.R. No. 119, which was adopted by the House of Representatives on April 7, 2006, was placed on file.

By unanimous consent, H.C.R. No. 119, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES PRESIDENT AND CONGRESS TO IMMEDIATELY RATIFY THE AMENDMENTS MADE TO THE HAWAIIAN HOMES COMMISSION ACT OF 1920, AS AMENDED, AS EMBODIED IN ACT 302, SESSION LAWS OF HAWAII 2001, AND TO RECOGNIZE HAWAIIAN HOMESTEAD COMMUNITY ORGANIZATIONS AS SELF-GOVERNING ADMINISTRATIVE AUTHORITIES FOR THEIR RESPECTIVE COMMUNITIES," was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 492, transmitting H.C.R. No. 127, which was adopted by the House of Representatives on April 7, 2006, was placed on file.

By unanimous consent, H.C.R. No. 127, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CREATE A COMPREHENSIVE STATEWIDE PEDESTRIAN SAFETY ACTION PLAN," was referred to the Committee on Transportation and Government Operations.

Hse. Com. No. 493, transmitting H.C.R. No. 144, H.D. 1, which was adopted by the House of Representatives on April 7, 2006, was placed on file.

By unanimous consent, H.C.R. No. 144, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE DEVELOPMENT OF A SUBMERSIBLE VEHICULAR TUNNEL FROM EWA TO DOWNTOWN HONOLULU," was referred to the Committee on Transportation and Government Operations.

Hse. Com. No. 494, transmitting H.C.R. No. 173, which was adopted by the House of Representatives on April 7, 2006, was placed on file.

By unanimous consent, H.C.R. No. 173, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING APPRECIATION TO THE AIRLINES SERVING THE STATE OF HAWAII AND REQUESTING A PARTNERSHIP BETWEEN THE AIRLINES AND THE STATE TO PERPETUATE HAWAII'S NATURAL RESOURCES," was referred jointly to the Committee on Transportation and Government Operations and the Committee on Tourism.

Hse. Com. No. 495, transmitting H.C.R. No. 198, which was adopted by the House of Representatives on April 7, 2006, was placed on file.

By unanimous consent, H.C.R. No. 198, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO DETERMINE THE FEASIBILITY OF RETURNING THE KAPALUA-WEST MAUI AIRPORT TO PRIVATE OPERATION," was referred to the Committee on Transportation and Government Operations.

Hse. Com. No. 496, transmitting H.C.R. No. 215, H.D. 1, which was adopted by the House of Representatives on April 7, 2006, was placed on file.

By unanimous consent, H.C.R. No. 215, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DESIGNATE THE AHUPUAA OF MUOLEA AS A COMMUNITY-BASED SUBSISTENCE FISHING AREA," was referred to the Committee on Water, Land, and Agriculture.

Hse. Com. No. 497, transmitting H.C.R. No. 226, H.D. 1, which was adopted by the House of Representatives on April 7, 2006, was placed on file.

By unanimous consent, H.C.R. No. 226, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A WORKING GROUP TO DETERMINE FAMILY PLANNING

FUNDING NEEDS FOR LEGISLATIVE CONSIDERATION IN THE STATE'S FISCAL BIENNIAL 2007-2009 BUDGET," was referred to the Committee on Health.

Hse. Com. No. 498, transmitting H.C.R. No. 232, which was adopted by the House of Representatives on April 7, 2006, was placed on file.

By unanimous consent, H.C.R. No. 232, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE OFFICE OF HAWAIIAN AFFAIRS TO CONVENE A TASK FORCE TO CONSIDER THE MERITS OF CREATING A MONUMENT TO THE CITIZENS OF THE KINGDOM OF HAWAII IN COLLABORATION WITH HAWAIIAN ORGANIZATIONS, RESPECTED KUPUNA IN THE HAWAIIAN COMMUNITY, AND THE DEPARTMENT OF LAND AND NATURAL RESOURCES," was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 499, transmitting H.C.R. No. 241, which was adopted by the House of Representatives on April 7, 2006, was placed on file.

By unanimous consent, H.C.R. No. 241, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF TRANSPORTATION TO APPLY FOR APPORTIONED FEDERAL FUNDING TO ESTABLISH A SAFE ROUTES TO SCHOOL PROGRAM IN HAWAII AND TO RECRUIT AND HIRE A FULL-TIME COORDINATOR FOR THE PROGRAM," was referred jointly to the Committee on Transportation and Government Operations and the Committee on Education and Military Affairs.

Hse. Com. No. 500, transmitting H.C.R. No. 262, H.D. 1, which was adopted by the House of Representatives on April 7, 2006, was placed on file.

By unanimous consent, H.C.R. No. 262, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU TO INSTALL A LIGHTED CROSSWALK ON KAMEHAMEHA HIGHWAY IN KANEOHE, OAHU, AT THE CROSSWALK BETWEEN LILIPUNA ROAD AND MEHANA STREET AND TO ESTABLISH A MARKED CROSSWALK ON KEOLU DRIVE NEAR KAELEPULU ELEMENTARY SCHOOL," was referred to the Committee on Intergovernmental Affairs.

Hse. Com. No. 501, transmitting H.C.R. No. 264, H.D. 1, which was adopted by the House of Representatives on April 7, 2006, was placed on file.

By unanimous consent, H.C.R. No. 264, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO EVALUATE VARIOUS ALTERNATIVE AIR COOLING METHODS SUCH AS FANS, HEAT REDUCTION, INSULATION, AND ENERGY-EFFICIENT INDIVIDUAL AIR CONDITIONING WALL UNITS, AS WELL AS AIR COOLING METHODS THAT USE RENEWABLE ENERGY SOURCES TO ENCOURAGE COMPLIANCE WITH 'LEADERSHIP IN ENERGY AND ENVIRONMENTAL DESIGN' STANDARDS," was referred jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Education and Military Affairs.

Hse. Com. No. 502, transmitting H.C.R. No. 268, which was adopted by the House of Representatives on April 7, 2006, was placed on file.

By unanimous consent, H.C.R. No. 268, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF EDUCATION TO ESTABLISH STANDARDS OF BRAILLE PROFICIENCY AND INSTRUCTION," was referred to the Committee on Education and Military Affairs.

Hse. Com. No. 503, transmitting H.C.R. No. 283, H.D. 1, which was adopted by the House of Representatives on April 7, 2006, was placed on file.

By unanimous consent, H.C.R. No. 283, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AMERICAN ASSOCIATION OF RETIRED PERSONS HAWAII TO CONDUCT A STUDY TO DETERMINE THE MEANS TO ESTABLISH AN 'AGING IN PLACE' TAX CREDIT FOR HAWAII TAXPAYERS," was referred to the Committee on Ways and Means.

Hse. Com. No. 504, returning S.B. No. 427, S.D. 1, which passed Third Reading in the House of Representatives on April 7, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 427, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 505, returning S.B. No. 695, which passed Third Reading in the House of Representatives on April 7, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 695, and requested a conference on the subject matter thereof.

Hse. Com. No. 506, returning S.B. No. 951, S.D. 2, which passed Third Reading in the House of Representatives on April 7, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 951, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 507, returning S.B. No. 995, S.D. 1, which passed Third Reading in the House of Representatives on April 7, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 995, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 508, returning S.B. No. 2006, S.D. 3, which passed Third Reading in the House of Representatives on April 7, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2006, S.D. 3, and requested a conference on the subject matter thereof.

Hse. Com. No. 509, returning S.B. No. 2063, which passed Third Reading in the House of Representatives on April 7, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by

Hse. Com. No. 541, returning S.B. No. 3072, S.D. 1, which passed Third Reading in the House of Representatives on April 7, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 3072, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 542, returning S.B. No. 3084, S.D. 2, which passed Third Reading in the House of Representatives on April 7, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 3084, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 543, returning S.B. No. 3111, S.D. 1, which passed Third Reading in the House of Representatives on April 7, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 3111, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 544, returning S.B. No. 3197, S.D. 2, which passed Third Reading in the House of Representatives on April 7, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 3197, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 545, returning S.B. No. 3254, S.D. 2, which passed Third Reading in the House of Representatives on April 7, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 3254, S.D. 2, and requested a conference on the subject matter thereof.

STANDING COMMITTEE REPORTS

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 3540) recommending that the Senate advise and consent to the nomination of GAIL LEANNE GRABOWSKY to the Environmental Council, in accordance with Gov. Msg. No. 326.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3540 and Gov. Msg. No. 326 was deferred until Thursday, April 13, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3541) recommending that the Senate advise and consent to the nomination of ANTHONY D. CASTBERG to the Civil Defense Advisory Council, in accordance with Gov. Msg. No. 317.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3541 and Gov. Msg. No. 317 was deferred until Thursday, April 13, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep.

No. 3542) recommending that the Senate advise and consent to the nomination of DAVID RAY MARSHALL to the Commission on Transportation, in accordance with Gov. Msg. No. 360.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3542 and Gov. Msg. No. 360 was deferred until Thursday, April 13, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3543) recommending that the Senate advise and consent to the nomination of JOHN T. KAIZUKA to the State Highway Safety Council, in accordance with Gov. Msg. No. 333.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3543 and Gov. Msg. No. 333 was deferred until Thursday, April 13, 2006.

Senators Hanabusa and Kokubun, for the Committee on Judiciary and Hawaiian Affairs and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 3544) recommending that S.R. No. 10, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3544 and S.R. No. 10, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DEDICATE BERTHING AREAS IN EACH COUNTY WHERE NON-PROFIT ORGANIZATIONS CAN MOOR THEIR VOYAGING CANOES," was deferred until Thursday, April 13, 2006.

Senators Hanabusa and Kokubun, for the Committee on Judiciary and Hawaiian Affairs and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 3545) recommending that S.C.R. No. 23, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3545 and S.C.R. No. 23, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DEDICATE BERTHING AREAS IN EACH COUNTY WHERE NON-PROFIT ORGANIZATIONS CAN MOOR THEIR VOYAGING CANOES," was deferred until Thursday, April 13, 2006.

Senators Hanabusa and Kokubun, for the Committee on Judiciary and Hawaiian Affairs and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 3546) recommending that S.R. No. 75 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3546 and S.R. No. 75, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY AND THE DEPARTMENT OF AGRICULTURE TO CONDUCT A FEASIBILITY STUDY ON SELLING THE LAND COMPRISING THE OAHU COMMUNITY CORRECTIONAL FACILITY ON KAMEHAMEHA HIGHWAY AND MOVING TO THE SITE OF THE ANIMAL QUARANTINE CENTER IN HALAWA OR ADJACENT STATE LAND NEAR THE CURRENT HALAWA CORRECTIONAL FACILITY," was deferred until Thursday, April 13, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3547) recommending that S.C.R. No. 9 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3547 and S.C.R. No. 9, entitled: "SENATE CONCURRENT RESOLUTION URGING CULTURAL PERPETUATION IN RURAL HAWAIIAN COMMUNITIES," was deferred until Thursday, April 13, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3548) recommending that S.C.R. No. 87, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3548 and S.C.R. No. 87, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION CONVENING A TASK FORCE TO EXAMINE THE IMPLEMENTATION OF AN AUTOMATED VICTIM NOTIFICATION SYSTEM," was deferred until Thursday, April 13, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3549) recommending that S.C.R. No. 89, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3549 and S.C.R. No. 89, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION CONVENING A TASK FORCE TO EXAMINE THE ISSUE OF CHANGES TO THE HAWAII PENAL CODE FOR THE SENTENCING OF REPEAT OFFENDERS," was deferred until Thursday, April 13, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3550) recommending that S.C.R. No. 91, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3550 and S.C.R. No. 91, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO EXAMINE THE BACKLOG IN UNSERVED ARREST WARRANTS," was deferred until Thursday, April 13, 2006.

Senators Hanabusa and Ige, for the Committee on Judiciary and Hawaiian Affairs and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3551) recommending that S.C.R. No. 94, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3551 and S.C.R. No. 94, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO EXAMINE THE ISSUE OF DISCRETIONARY FUNCTION EXCEPTION FOR OF THE STATE AND COUNTIES," was deferred until Thursday, April 13, 2006.

Senators Hanabusa and Kokubun, for the Committee on Judiciary and Hawaiian Affairs and the Committee on Water, Land, and Agriculture, presented a joint report (Stand. Com. Rep. No. 3552) recommending that S.C.R. No. 125 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3552 and S.C.R. No. 125, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY AND THE DEPARTMENT OF AGRICULTURE TO CONDUCT A FEASIBILITY STUDY ON SELLING THE LAND COMPRISING THE OAHU COMMUNITY CORRECTIONAL FACILITY ON KAMEHAMEHA HIGHWAY AND MOVING TO THE SITE OF THE ANIMAL QUARANTINE CENTER IN HALAWA OR ADJACENT STATE LAND NEAR THE CURRENT

HALAWA CORRECTIONAL FACILITY," was deferred until Thursday, April 13, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3553) recommending that S.C.R. No. 216 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3553 and S.C.R. No. 216, entitled: "SENATE CONCURRENT RESOLUTION CREATING A LEGISLATIVE TASK FORCE TO MAKE RECOMMENDATIONS FOR STATUTORY ENACTMENT TO ENHANCE TRANSPARENCY IN LEGISLATIVE PROCEEDINGS," was deferred until Thursday, April 13, 2006.

Senators Menor and Baker, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 3554) recommending that S.C.R. No. 150 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3554 and S.C.R. No. 150, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO CONVENE A TASK FORCE TO STUDY THE PHYSICIAN ON-CALL CRISIS," was deferred until Thursday, April 13, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3555) recommending that S.C.R. No. 173, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3555 and S.C.R. No. 173, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION DETERMINE A SET OF BENCHMARK INDICATORS TO EVALUATE STUDENT ACHIEVEMENT SINCE THE IMPLEMENTATION OF ACT 51," was deferred until Thursday, April 13, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3556) recommending that S.R. No. 117, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3556 and S.R. No. 117, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION DETERMINE A SET OF BENCHMARK INDICATORS TO EVALUATE STUDENT ACHIEVEMENT SINCE THE IMPLEMENTATION OF ACT 51," was deferred until Thursday, April 13, 2006.

Senators Sakamoto and Chun Oakland, for the Committee on Education and Military Affairs and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 3557) recommending that S.C.R. No. 50 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3557 and S.C.R. No. 50, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ASSIST IN DEVELOPING COMMUNITY-BASED PROGRAMS ON THE BIG ISLAND THAT ENCOURAGE POSITIVE YOUTH OUTCOMES, INCLUDING LEADERSHIP DEVELOPMENT," was deferred until Thursday, April 13, 2006.

Senators Sakamoto and Chun Oakland, for the Committee on Education and Military Affairs and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 3558) recommending that S.R. No. 31 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3558 and S.R. No. 31, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ASSIST IN DEVELOPING COMMUNITY-BASED PROGRAMS ON THE BIG ISLAND THAT ENCOURAGE POSITIVE YOUTH OUTCOMES, INCLUDING LEADERSHIP DEVELOPMENT," was deferred until Thursday, April 13, 2006.

Senators Baker and Hee, for the Committee on Health and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 3559) recommending that S.C.R. No. 138 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3559 and S.C.R. No. 138, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE ENTRANCE OF MEN INTO THE NURSING FIELD," was deferred until Thursday, April 13, 2006.

Senators Baker and Hee, for the Committee on Health and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 3560) recommending that S.R. No. 85 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3560 and S.R. No. 85, entitled: "SENATE RESOLUTION ENCOURAGING THE ENTRANCE OF MEN INTO THE NURSING FIELD," was deferred until Thursday, April 13, 2006.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3561) recommending that S.R. No. 141 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3561 and S.R. No. 141, entitled: "SENATE RESOLUTION SUPPORTING A FOUR-YEAR DEGREE PROGRAM IN HISTORIC PRESERVATION AT THE UNIVERSITY OF HAWAII," was deferred until Thursday, April 13, 2006.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3562) recommending that S.C.R. No. 85 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3562 and S.C.R. No. 85, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REVIEW OF THE UNIVERSITY OF HAWAII BOARD OF REGENTS' CONFLICT OF INTEREST POLICY," was deferred until Thursday, April 13, 2006.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3563) recommending that S.C.R. No. 97, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3563 and S.C.R. No. 97, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF STUDENT HOUSING SERVICES AT THE UNIVERSITY OF HAWAII AT MANOA," was deferred until Thursday, April 13, 2006.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3564) recommending that S.C.R. No. 211 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3564 and S.C.R. No. 211, entitled: "SENATE CONCURRENT

RESOLUTION SUPPORTING A FOUR-YEAR DEGREE PROGRAM IN HISTORIC PRESERVATION AT THE UNIVERSITY OF HAWAII," was deferred until Thursday, April 13, 2006.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 3565) recommending that S.C.R. No. 40, S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3565 and S.C.R. No. 40, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE ADJUTANT GENERAL OF THE HAWAII NATIONAL GUARD PROVIDE MEMBERS AND VETERANS OF THE ARMED FORCES HEALTH SCREENING FOR DEPLETED URANIUM EXPOSURE," was deferred until Thursday, April 13, 2006.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 3566) recommending that S.R. No. 21, S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3566 and S.R. No. 21, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THAT THE ADJUTANT GENERAL OF THE HAWAII NATIONAL GUARD PROVIDE MEMBERS AND VETERANS OF THE ARMED FORCES HEALTH SCREENING FOR DEPLETED URANIUM EXPOSURE," was deferred until Thursday, April 13, 2006.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 3567) recommending that S.C.R. No. 233 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3567 and S.C.R. No. 233, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE MILITARY TO MAP AND MONITOR ALL MUNITION DUMPSITES OFF HAWAIIAN SHORES," was deferred until Thursday, April 13, 2006.

Senator Espero, for the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 3568) recommending that S.C.R. No. 182, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3568 and S.C.R. No. 182, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING LEGISLATIVE SUPPORT FOR THE HAWAII ATHLETIC TRAINERS' ASSOCIATION AND THE NATIONAL ATHLETIC TRAINERS' ASSOCIATION," was deferred until Thursday, April 13, 2006.

Senator Espero, for the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 3569) recommending that S.R. No. 123, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3569 and S.R. No. 123, S.D. 1, entitled: "SENATE RESOLUTION EXPRESSING LEGISLATIVE SUPPORT FOR THE HAWAII ATHLETIC TRAINERS' ASSOCIATION AND THE NATIONAL ATHLETIC TRAINERS' ASSOCIATION," was deferred until Thursday, April 13, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3570) recommending that S.C.R. No. 140, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3570 and S.C.R. No. 140, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING LEAHI HOSPITAL TO DEVELOP A MASTER PLAN AND FINANCIAL FEASIBILITY REPORT FOR ITS EXISTING CAMPUS THAT WILL TAKE ADVANTAGE OF ITS UNIQUE LOCATION AND RELATIONSHIPS IN EAST HONOLULU," was deferred until Thursday, April 13, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3571) recommending that S.R. No. 87, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3571 and S.R. No. 87, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING LEAHI HOSPITAL TO DEVELOP A MASTER PLAN AND FINANCIAL FEASIBILITY REPORT FOR ITS EXISTING CAMPUS THAT WILL TAKE ADVANTAGE OF ITS UNIQUE LOCATION AND RELATIONSHIPS IN EAST HONOLULU," was deferred until Thursday, April 13, 2006.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 3572) recommending that S.C.R. No. 141 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3572 and S.C.R. No. 141, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO MAINTAIN THE CURRENT ZONING OF A ONE HUNDRED SEVENTY-TWO ACRE PARCEL OF REAL PROPERTY IN ROYAL KUNIA FOR THE ESTABLISHMENT OF A PARK, GOLF COURSE, OR CONTINUED USE AS OPEN SPACE," was deferred until Thursday, April 13, 2006.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 3573) recommending that S.R. No. 88 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3573 and S.R. No. 88, entitled: "SENATE RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO MAINTAIN THE CURRENT ZONING OF A ONE HUNDRED SEVENTY-TWO ACRE PARCEL OF REAL PROPERTY IN ROYAL KUNIA FOR THE ESTABLISHMENT OF A PARK, GOLF COURSE, OR CONTINUED USE AS OPEN SPACE," was deferred until Thursday, April 13, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3574) recommending that S.C.R. No. 117, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3574 and S.C.R. No. 117, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A TASK FORCE TO EVALUATE AND RECOMMEND POSSIBLE PROCEDURAL, STATUTORY, AND PUBLIC POLICY CHANGES TO MINIMIZE THE CENSUS AT HAWAII STATE HOSPITAL AND TO PROMOTE COMMUNITY-BASED HEALTH SERVICES FOR FORENSIC PATIENTS," was deferred until Thursday, April 13, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3575) recommending that S.R. No. 89, S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3575 and S.R. No. 89, S.D. 1, entitled: "SENATE RESOLUTION

URGING THE DEVELOPMENT OF A LONG-TERM CARE INFRASTRUCTURE PLAN FOR HAWAII TO ENSURE PUBLIC SAFETY WHILE SUPPORTING AGING IN PLACE," was deferred until Thursday, April 13, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3576) recommending that S.C.R. No. 176, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3576 and S.C.R. No. 176, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE BOARD AND DEPARTMENT OF EDUCATION CLARIFY HOW THE I.D.E.A. MANDATE OF 'FREE APPROPRIATE PUBLIC EDUCATION' FOR SPECIAL EDUCATION STUDENTS IS BEING IMPLEMENTED IN THE STATE AND THAT THE LEGISLATIVE REFERENCE BUREAU CONDUCT A COMPARATIVE STUDY OF COSTS AND FEES CHARGED BY SCHOOL DISTRICTS," was deferred until Thursday, April 13, 2006.

Senators Sakamoto and English, for the Committee on Education and Military Affairs and the Committee on Energy, Environment, and International Affairs, presented a joint report (Stand. Com. Rep. No. 3577) recommending that S.C.R. No. 149 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3577 and S.C.R. No. 149, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION DEVELOP AND IMPLEMENT A STUDENT AND FACULTY EXCHANGE PROGRAM BETWEEN HAWAII AND THE PHILIPPINES," was deferred until Thursday, April 13, 2006.

Senators Sakamoto and English, for the Committee on Education and Military Affairs and the Committee on Energy, Environment, and International Affairs, presented a joint report (Stand. Com. Rep. No. 3578) recommending that S.R. No. 94 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3578 and S.R. No. 94, entitled: "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION DEVELOP AND IMPLEMENT A STUDENT AND FACULTY EXCHANGE PROGRAM BETWEEN HAWAII AND THE PHILIPPINES," was deferred until Thursday, April 13, 2006.

Senators Sakamoto and Fukunaga, for the Committee on Education and Military Affairs and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 3579) recommending that S.R. No. 36 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3579 and S.R. No. 36, entitled: "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION INVESTIGATE THE FEASIBILITY OF EBOOKS AS AN ALTERNATIVE TO TRADITIONAL TEXTBOOKS AND REPORT ITS FINDINGS TO THE LEGISLATURE," was deferred until Thursday, April 13, 2006.

Senators Sakamoto and Fukunaga, for the Committee on Education and Military Affairs and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 3580) recommending that S.C.R. No. 57 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3580 and S.C.R. No. 57, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION INVESTIGATE THE FEASIBILITY OF EBOOKS AS AN ALTERNATIVE TO TRADITIONAL TEXTBOOKS AND REPORT ITS FINDINGS TO THE LEGISLATURE," was deferred until Thursday, April 13, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3581) recommending that S.C.R. No. 217 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3581 and S.C.R. No. 217, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COUNTIES TO ADOPT AN ORDINANCE TO PARTICIPATE IN THE NATIONAL FLOOD INSURANCE PROGRAM COMMUNITY RATING SYSTEM TO OBTAIN MONETARY DISCOUNTS IN PURCHASING FLOOD INSURANCE," was deferred until Thursday, April 13, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3582) recommending that S.R. No. 147 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3582 and S.R. No. 147, entitled: "SENATE RESOLUTION REQUESTING THE COUNTIES TO ADOPT AN ORDINANCE TO PARTICIPATE IN THE NATIONAL FLOOD INSURANCE PROGRAM COMMUNITY RATING SYSTEM TO OBTAIN MONETARY DISCOUNTS IN PURCHASING FLOOD INSURANCE," was deferred until Thursday, April 13, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3583) recommending that H.C.R. No. 51 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3583 and H.C.R. No. 51, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO ASSIST IN THE PRIVATIZATION OF ITS PALOLO VALLEY HOMES PROJECT," was deferred until Thursday, April 13, 2006.

Senators Hanabusa and Ige, for the Committee on Judiciary and Hawaiian Affairs and the Committee on Intergovernmental Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 3584), recommending that S.C.R. No. 202 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.C.R. No. 202, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL TO ANALYZE EXISTING LAW TO IDENTIFY ANY IMPEDIMENT TO THE DEPARTMENT OF TAXATION'S IMPLEMENTING THE COLLECTION OF THE COUNTY SURCHARGE BY JANUARY 1, 2007 AND REQUESTING THE DEPARTMENT OF TAXATION TO ESTABLISH A PLAN TO IMPLEMENT THE ADMINISTRATION AND COLLECTION OF A COUNTY SURCHARGE ON THE STATE GENERAL EXCISE TAX TO FUND COUNTY MASS TRANSPORTATION PROJECTS ON JANUARY 1, 2007," was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3585), recommending that S.R.

No. 136, as amended in S.D. 1, be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 136, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE JUDICIARY TO ESTABLISH AN APPROPRIATE FEE FOR COURT-ORDERED FORENSIC EVALUATIONS AND TO PROVIDE COPIES OF THE EXAMINATION REPORTS TO THE DEPARTMENT OF HEALTH," was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3586), recommending that S.C.R. No. 206, as amended in S.D. 1, be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 206, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO ESTABLISH AN APPROPRIATE FEE FOR COURT-ORDERED FORENSIC EVALUATIONS AND TO PROVIDE COPIES OF THE EXAMINATION REPORTS TO THE DEPARTMENT OF HEALTH," 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. 3587), recommending that S.C.R. No. 210, as amended in S.D. 1, 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.C.R. No. 210, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONDUCT A MANAGEMENT, OPERATIONAL, AND FINANCIAL REVIEW OF HAWAII'S EARLY HEAD START AND HEAD START FUNDING RECIPIENTS TO IMPROVE EARLY CHILDHOOD INTERVENTION AND SPECIAL EDUCATION SERVICES FOR CHILDREN WITH DISABILITIES AND TO OPTIMIZE FUNDING RESOURCES," 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. 3588), recommending that S.R. No. 140, as amended in S.D. 1, 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.R. No. 140, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONDUCT A MANAGEMENT, OPERATIONAL, AND FINANCIAL REVIEW OF HAWAII'S EARLY HEAD START AND HEAD START FUNDING RECIPIENTS TO IMPROVE EARLY CHILDHOOD INTERVENTION AND SPECIAL EDUCATION SERVICES FOR CHILDREN WITH DISABILITIES AND TO OPTIMIZE FUNDING RESOURCES," was referred to the Committee on Ways and Means.

Senators Chun Oakland and Kanno, for the Committee on Human Services and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 3589), recommending that S.C.R. No. 13 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.C.R. No. 13, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A WORK-FAMILY TASK FORCE TO REVIEW HAWAII'S WORK-FAMILY LAWS AND POLICIES, AND REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY OTHER STATES' LAWS AND PRACTICES THAT PROMOTE GOOD WORK-FAMILY POLICY," was referred to the Committee on Ways and Means.

Senators Chun Oakland and Kanno, for the Committee on Human Services and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 3590), recommending that S.R. No. 160 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.R. No. 160, entitled: "SENATE RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A WORK-FAMILY TASK FORCE TO REVIEW HAWAII'S WORK-FAMILY LAWS AND POLICIES, AND REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY OTHER STATES' LAWS AND PRACTICES THAT PROMOTE GOOD WORK-FAMILY POLICY," 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. 3591), recommending that S.C.R. No. 67, as amended in S.D. 1, 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.C.R. No. 67, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO ENSURE THAT THE CURRENT RESIDENTIAL ALTERNATIVE COMMUNITY CARE PROGRAM MODEL IS NOT DISMANTLED WITH THE PROPOSED QUEST EXPANDED ACCESS PROGRAM," 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. 3592), recommending that S.R. No. 44, as amended in S.D. 1, 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.R. No. 44, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO ENSURE THAT THE CURRENT RESIDENTIAL ALTERNATIVE COMMUNITY CARE PROGRAM MODEL IS NOT DISMANTLED WITH THE PROPOSED QUEST EXPANDED ACCESS PROGRAM," was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3593) recommending that S.C.R. No. 131, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3593 and S.C.R. No. 131, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO CONVENE A TASK FORCE TO MAKE RECOMMENDATIONS ON THE APPROPRIATE LEASE RENT FOR THE MAUNA KEA SUMMIT LANDS," was deferred until Thursday, April 13, 2006.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 3594) recommending that S.C.R. No. 106, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3594 and S.C.R. No. 106, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING HAWAII EMPLOYERS TO DEVELOP AND IMPLEMENT STANDARDS OF CONDUCT AND POLICIES FOR MANAGERS AND EMPLOYEES TO REDUCE WORKPLACE BULLYING AND PROMOTE HEALTHFUL AND SAFE WORK ENVIRONMENTS," was deferred until Thursday, April 13, 2006.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 3595) recommending that S.R. No. 62, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3595 and S.R. No. 62, S.D. 1, entitled: "SENATE RESOLUTION URGING HAWAII EMPLOYERS TO DEVELOP AND IMPLEMENT STANDARDS OF CONDUCT AND POLICIES FOR MANAGERS AND EMPLOYEES TO REDUCE WORKPLACE BULLYING AND PROMOTE HEALTHFUL AND SAFE WORK ENVIRONMENTS," was deferred until Thursday, April 13, 2006.

Senators Kanno and Ige, for the Committee on Labor and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3596) recommending that S.C.R. No. 49, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3596 and S.C.R. No. 49, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO CONDUCT A STUDY OF THE STATE FIRE COUNCIL," was deferred until Thursday, April 13, 2006.

Senators Kanno and Ige, for the Committee on Labor and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3597) recommending that S.R. No. 30, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3597 and S.R. No. 30, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO CONDUCT A STUDY OF THE STATE FIRE COUNCIL," was deferred until Thursday, April 13, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3598) recommending that S.C.R. No. 75, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3598 and S.C.R. No. 75, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION CLARIFY THE PROCEDURES THROUGH WHICH STUDENTS MAY TAKE ONLINE CLASSES FROM AN ACCREDITED INSTITUTION FOR CREDIT TOWARD DEPARTMENT OF EDUCATION REQUIREMENTS," was deferred until Thursday, April 13, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3599) recommending that S.R. No. 49, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3599 and S.R. No. 49, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION CLARIFY THE PROCEDURES THROUGH WHICH STUDENTS MAY TAKE ONLINE CLASSES FROM AN ACCREDITED INSTITUTION FOR CREDIT TOWARD DEPARTMENT OF EDUCATION REQUIREMENTS," was deferred until Thursday, April 13, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3600) recommending that S.C.R. No. 41 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3600 and S.C.R. No. 41, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND THE EXECUTIVE OFFICE ON AGING TO COLLABORATE ON PROVIDING TRANSPORTATION TO SENIORS AND TO VISUALLY IMPAIRED PERSONS, AND EXPRESSING THE LEGISLATURE'S SUPPORT FOR FEDERAL LEGISLATION TO PROVIDE FUNDING FOR ITNAMERICA FOR A FIVE-YEAR NATIONAL ROLL-OUT AND GRANTS," was deferred until Thursday, April 13, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3601) recommending that S.R. No. 22 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3601 and S.R. No. 22, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND THE EXECUTIVE OFFICE ON AGING TO COLLABORATE ON PROVIDING TRANSPORTATION TO SENIORS AND TO VISUALLY IMPAIRED PERSONS, AND EXPRESSING THE LEGISLATURE'S SUPPORT FOR FEDERAL LEGISLATION TO PROVIDE FUNDING FOR ITNAMERICA FOR A FIVE-YEAR NATIONAL ROLL-OUT AND GRANTS," was deferred until Thursday, April 13, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3602) recommending that S.R. No. 79 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3602 and S.R. No. 79, entitled: "SENATE RESOLUTION ESTABLISHING A SENATE SPECIAL COMMITTEE TO MAKE RECOMMENDATIONS ON THE APPROPRIATE LEASE RENT FOR THE MAUNA KEA SUMMIT LANDS," was deferred until Thursday, April 13, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3603) recommending that S.C.R. No. 199 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3603 and S.C.R. No. 199, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COLLEGE OF HAWAIIAN LANGUAGE AT THE UNIVERSITY OF HAWAII AT HILO TO WORK WITH APPROPRIATE GOVERNMENT OFFICES TO DEVELOP A PLAN TO PROMOTE THE HAWAIIAN LANGUAGE IN ALL STATE AND COUNTY GOVERNMENT OFFICES," was deferred until Thursday, April 13, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3604) recommending that S.C.R. No. 93, S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3604 and S.C.R. No. 93, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE ATTORNEY GENERAL TO IMPLEMENT MEASURES TO PROVIDE A SMOOTH TRANSITION FOR PUBLIC, EDUCATION, AND GOVERNMENT ACCESS ORGANIZATIONS SHOULD IT BE DETERMINED BY THE STATE PROCUREMENT OFFICE THAT THESE ORGANIZATIONS ARE SUBJECT TO THE STATE PROCUREMENT LAW," was deferred until Thursday, April 13, 2006.

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 3605) recommending that S.R. No. 64 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3605 and S.R. No. 64, entitled: "SENATE RESOLUTION REQUESTING CONGRESS TO EXAMINE THE PUBLIC POLICY UNDERLYING THE RECOVERY OF MEDICAL ASSISTANCE PAYMENTS," was deferred until Thursday, April 13, 2006.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 3606) recommending that S.C.R. No. 10, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3606 and S.C.R. No. 10, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE PRESERVATION OF JAPANESE SHRINES AND TEMPLES IN HAWAII," was deferred until Thursday, April 13, 2006.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 3607) recommending that S.C.R. No. 222, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3607 and S.C.R. No. 222, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REPORT ON THE FEASIBILITY OF CREATING A HAWAII STATE HISTORY MUSEUM," was deferred until Thursday, April 13, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3608) recommending that S.C.R. No. 56, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3608 and S.C.R. No. 56, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO PREPARE A PLAN TO REDUCE THE STATEWIDE FERAL PIG POPULATION," was deferred until Thursday, April 13, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3609) recommending that S.R. No. 43, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3609 and S.R. No. 43, S.D. 2, entitled: "SENATE RESOLUTION REQUESTING THAT THE LEGISLATIVE REFERENCE BUREAU STUDY AND EVALUATE THE FEASIBILITY OF

ESTABLISHING AN ECONOMIC REDEVELOPMENT AGENCY FOR THE URBAN CORE OF HONOLULU," was deferred until Thursday, April 13, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3610) recommending that S.R. No. 119, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3610 and S.R. No. 119, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO CONDUCT A STUDY TO DETERMINE THE MULTIPLIER EFFECT OF THE AGRICULTURAL INDUSTRY IN HAWAII'S ECONOMY," was deferred until Thursday, April 13, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3611) recommending that S.R. No. 78, S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3611 and S.R. No. 78, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO RECOMMEND SOLUTIONS TO ABATE AND PREVENT THE ACCUMULATION OF SEDIMENT AT WAILOA SMALL BOAT HARBOR AND ALONG HILO BAYFRONT," was deferred until Thursday, April 13, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3612) recommending that S.R. No. 86 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3612 and S.R. No. 86, entitled: "SENATE RESOLUTION REQUESTING THE COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES OF THE UNIVERSITY OF HAWAII AT MANOA TO STUDY THE FEASIBILITY OF MANDATED OR INCENTIVE BASED VOLUNTARY ROOFTOP LANDSCAPING AND AGRICULTURE IN URBAN DISTRICTS," was deferred until Thursday, April 13, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3613) recommending that S.C.R. No. 178, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3613 and S.C.R. No. 178, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO CONDUCT A STUDY TO DETERMINE THE MULTIPLIER EFFECT OF THE AGRICULTURAL INDUSTRY IN HAWAII'S ECONOMY," was deferred until Thursday, April 13, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3614) recommending that S.C.R. No. 139 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3614 and S.C.R. No. 139, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES OF THE UNIVERSITY OF HAWAII AT MANOA TO STUDY THE FEASIBILITY OF MANDATED OR INCENTIVE BASED VOLUNTARY ROOFTOP LANDSCAPING AND AGRICULTURE IN URBAN DISTRICTS," was deferred until Thursday, April 13, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3615) recommending that S.C.R. No. 130, S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3615 and S.C.R. No. 130, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO RECOMMEND SOLUTIONS TO ABATE AND PREVENT THE ACCUMULATION OF SEDIMENT AT WAILOA SMALL BOAT HARBOR AND ALONG HILO BAYFRONT," was deferred until Thursday, April 13, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3616) recommending that S.C.R. No. 66, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3616 and S.C.R. No. 66, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE LEGISLATIVE REFERENCE BUREAU STUDY AND EVALUATE THE FEASIBILITY OF ESTABLISHING AN ECONOMIC REDEVELOPMENT AGENCY FOR THE URBAN CORE OF HONOLULU," was deferred until Thursday, April 13, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3617) recommending that S.C.R. No. 62, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3617 and S.C.R. No. 62, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO PROCLAIM THE SECOND SATURDAY IN OCTOBER AS 'E HO'OLA I NA ALA HELE DAY' - 'TO GIVE LIFE TO THE TRAILS DAY,'" was deferred until Thursday, April 13, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3618) recommending that S.C.R. No. 77, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3618 and S.C.R. No. 77, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT TWO STUDIES OF RECOMMENDED PROCEDURES THAT WILL ENSURE THAT STATE-FUNDED HEALTH CARE PAYMENTS ADEQUATELY REIMBURSE PROVIDERS WHO PROVIDE SERVICES FOR MEDICAID OR QUEST RECIPIENTS AND INJURED EMPLOYEES UNDER WORKERS COMPENSATION INSURANCE," was deferred until Thursday, April 13, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3619) recommending that S.C.R. No. 152, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3619 and S.C.R. No. 152, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT AN INTERIM STUDY OF THE NEED FOR GREATER REGULATION OF THE MEDICAL MALPRACTICE INSURANCE INDUSTRY IN HAWAII AND TO PROPOSE NEEDED REFORMS," was deferred until Thursday, April 13, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3620) recommending that S.R. No. 71 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3620 and S.R. No. 71, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON CREATING CONTRIBUTORY AFFORDABLE HOUSING SOLUTIONS THROUGH MANDATED STATE SPECIAL ASSESSMENTS AGAINST REAL PROPERTY AND IMPROVEMENTS THAT ACCRUE TO COMMERCIAL AND INDUSTRIAL LESSORS THROUGH THE EXERCISE OF FULL-TERM EXPIRATORY REVERSION CLAUSES IN GROUND LEASE CONTRACTS ENTERED INTO AFTER DECEMBER 31, 1963," was deferred until Thursday, April 13, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3621) recommending that S.C.R. No. 113, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3621 and S.C.R. No. 113, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE ISSUE OF AUTHORIZING PSYCHOLOGISTS WHO HAVE OBTAINED THE APPROPRIATE EDUCATION, TRAINING, AND EXPERIENCE TO PRESCRIBE A LIMITED FORMULARY OF PSYCHOTROPIC MEDICATIONS FOR THE TREATMENT OF MENTAL ILLNESS WHILE PRACTICING IN FEDERALLY QUALIFIED HEALTH CENTERS OR LICENSED HEALTH CLINICS LOCATE IN FEDERALLY DESIGNATED MEDICALLY UNDERSERVED AREAS OR IN MENTAL HEALTH PROFESSIONAL SHORTAGE AREAS," was deferred until Thursday, April 13, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3622) recommending that S.C.R. No. 195 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3622 and S.C.R. No. 195, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HONOLULU BOARD OF WATER SUPPLY OF THE CITY AND COUNTY OF HONOLULU TO WORK WITH THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII ON THE REPLACEMENT OF THE WAIHAOLE VALLEY WATER SYSTEM AND FOR THE BOARD OF WATER SUPPLY TO ACCEPT DEDICATION OF THE UPGRADED WATER SYSTEM," was deferred until Thursday, April 13, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3623) recommending that S.C.R. No. 157, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3623 and S.C.R. No. 157, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO NAME THE KOMOHANA RESEARCH AND EXTENSION CENTER'S ADMINISTRATIVE OFFICE WING IN HONOR OF DR. TADASHI HIGAKI," was deferred until Thursday, April 13, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3624)

recommending that S.R. No. 113, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3624 and S.R. No. 113, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO NAME THE KOMOHANA RESEARCH AND EXTENSION CENTER'S ADMINISTRATIVE OFFICE WING IN HONOR OF DR. TADASHI HIGAKI," was deferred until Thursday, April 13, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3625) recommending that S.R. No. 130 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3625 and S.R. No. 130, entitled: "SENATE RESOLUTION REQUESTING THE HONOLULU BOARD OF WATER SUPPLY OF THE CITY AND COUNTY OF HONOLULU TO WORK WITH THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII ON THE REPLACEMENT OF THE WAIHAOLE VALLEY WATER SYSTEM AND FOR THE BOARD OF WATER SUPPLY TO ACCEPT DEDICATION OF THE UPGRADED WATER SYSTEM," was deferred until Thursday, April 13, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3626) recommending that S.C.R. No. 98, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3626 and S.C.R. No. 98, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO PROCEED WITH CAUTION IN REVIEWING DEVELOPMENTS ON STEEP HILLSIDES WITH POTENTIAL ROCKFALL HAZARDS," was deferred until Thursday, April 13, 2006.

Senators Kokubun, Kim and Ige, for the Committee on Water, Land, and Agriculture, the Committee on Tourism and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3627) recommending that S.C.R. No. 196, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3627 and S.C.R. No. 196, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION CALLING FOR THE RIGOROUS REEXAMINATION OF THE DEVELOPMENT EXPANSION PLAN AT TURTLE BAY RESORT DUE TO THE PASSAGE OF TIME AND CHANGED CONDITIONS OF THE NORTH SHORE AND THE ISLAND OF OAHU," was deferred until Thursday, April 13, 2006.

Senators Kokubun, Kim and Ige, for the Committee on Water, Land, and Agriculture, the Committee on Tourism and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3628) recommending that S.R. No. 131, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3628 and S.R. No. 131, S.D. 1, entitled: "SENATE RESOLUTION CALLING FOR THE RIGOROUS REEXAMINATION OF THE DEVELOPMENT EXPANSION PLAN AT TURTLE BAY RESORT DUE TO THE PASSAGE OF TIME AND CHANGED CONDITIONS OF THE NORTH SHORE AND THE ISLAND OF OAHU," was deferred until Thursday, April 13, 2006.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental

Affairs, presented a joint report (Stand. Com. Rep. No. 3629) recommending that S.C.R. No. 14, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3629 and S.C.R. No. 14, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK FEDERAL FUNDING TO BE USED FOR PROGRAMS AND MEASURES INTENDED TO PREVENT AND FIGHT AGAINST INVASIVE SPECIES IN HAWAII," was deferred until Thursday, April 13, 2006.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3630) recommending that S.R. No. 5, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3630 and S.R. No. 5, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK FEDERAL FUNDING TO BE USED FOR PROGRAMS AND MEASURES INTENDED TO PREVENT AND FIGHT AGAINST INVASIVE SPECIES IN HAWAII," was deferred until Thursday, April 13, 2006.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3631) recommending that S.C.R. No. 81, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3631 and S.C.R. No. 81, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES TO ELIMINATE THE CONCEPT OF POSITIVE ENROLLMENT FROM THE RECENTLY ISSUED QUEST REQUEST FOR PROPOSAL," was deferred until Thursday, April 13, 2006.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3632) recommending that S.R. No. 52, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3632 and S.R. No. 52, S.D. 1, entitled: "SENATE RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES TO ELIMINATE THE CONCEPT OF POSITIVE ENROLLMENT FROM THE RECENTLY ISSUED QUEST REQUEST FOR PROPOSAL," was deferred until Thursday, April 13, 2006.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3633), recommending that S.C.R. No. 205, as amended in S.D. 1, be referred to the Committee on Labor.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 205, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL TO PROVIDE A DEFINITIVE LEGAL OPINION REGARDING WHETHER CHAPTERS 383, 386, 392, AND 393 HAWAII REVISED STATUTES, EACH EXCLUDE FROM THE DEFINITION OF 'EMPLOYMENT' THOSE INDIVIDUALS WHO PERFORM ATTENDANT CARE AND DAY CARE SERVICES AUTHORIZED UNDER THE SOCIAL SECURITY ACT, AS AMENDED, IN THE EMPLOY OF PERSONS, INCLUDING CORPORATIONS AND PRIVATE AGENCIES, WHO CONTRACT WITH THE DEPARTMENT OF HUMAN SERVICES AND WHO ARE

THE RECIPIENTS OF SOCIAL SERVICE PAYMENTS," was referred to the Committee on Labor.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3634), recommending that S.R. No. 135, as amended in S.D. 1, be referred to the Committee on Labor.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 135, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE ATTORNEY GENERAL TO PROVIDE A DEFINITIVE LEGAL OPINION REGARDING WHETHER CHAPTERS 383, 386, 392, AND 393 HAWAII REVISED STATUTES, EACH EXCLUDE FROM THE DEFINITION OF 'EMPLOYMENT' THOSE INDIVIDUALS WHO PERFORM ATTENDANT CARE AND DAY CARE SERVICES AUTHORIZED UNDER THE SOCIAL SECURITY ACT, AS AMENDED, IN THE EMPLOY OF PERSONS, INCLUDING CORPORATIONS AND PRIVATE AGENCIES, WHO CONTRACT WITH THE DEPARTMENT OF HUMAN SERVICES AND WHO ARE THE RECIPIENTS OF SOCIAL SERVICE PAYMENTS," was referred to the Committee on Labor.

At 10:33 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:33 o'clock a.m.

ORDER OF THE DAY

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM FRIDAY, APRIL 7, 2006

Stand. Com. Rep. No. 3427 (S.C.R. No. 31, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 31, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN ANALYSIS OF PROPOSED REGULATORY MEASURES REQUIRING PROFESSIONAL LICENSURE OF GENETIC COUNSELORS," was adopted.

Stand. Com. Rep. No. 3428 (S.C.R. No. 120):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 120, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON CREATING CONTRIBUTORY AFFORDABLE HOUSING SOLUTIONS THROUGH MANDATED STATE SPECIAL ASSESSMENTS AGAINST REAL PROPERTY AND IMPROVEMENTS THAT ACCRUE TO COMMERCIAL AND INDUSTRIAL LESSORS THROUGH THE EXERCISE OF FULL-TERM EXPIRATORY REVERSION CLAUSES IN GROUND LEASE CONTRACTS ENTERED INTO AFTER DECEMBER 31, 1963," was adopted.

Stand. Com. Rep. No. 3429 (S.C.R. No. 118, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 118, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A TASK FORCE TO RESEARCH AVENUES OF APPROPRIATE FINANCING FOR CAPITAL IMPROVEMENTS FOR FEDERALLY QUALIFIED

HEALTH CENTERS, INCLUDING USE OF REVOLVING LOAN FUNDS," was adopted.

Stand. Com. Rep. No. 3430 (S.C.R. No. 144, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 144, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEVELOPMENT OF A LONG-TERM CARE INFRASTRUCTURE PLAN FOR HAWAII TO ENSURE PUBLIC SAFETY WHILE SUPPORTING AGING IN PLACE," was adopted.

THIRD READING

MATTERS DEFERRED FROM THURSDAY, APRIL 6, 2006

Stand. Com. Rep. No. 3286 (H.B. No. 1819, H.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3286 was adopted and H.B. No. 1819, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 281, HAWAII REVISED STATUTES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3287 (H.B. No. 1825, H.D. 1, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3287 was adopted and H.B. No. 1825, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3289 (H.B. No. 1955, H.D. 1, S.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3289 was adopted and H.B. No. 1955, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LITTER CONTROL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3291 (H.B. No. 2133, S.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3291 was adopted and H.B. No. 2133, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL AREA RESERVE SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3292 (H.B. No. 2367, H.D. 1, S.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3292 was adopted and H.B. No. 2367, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR SERVICE PROVIDERS OF THE OFFICE OF YOUTH SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3293 (H.B. No. 2857, H.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3293 was adopted and H.B. No. 2857, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3296 (H.B. No. 1809, H.D. 2, S.D. 2):

On motion by Senator Sakamoto, seconded by Senator Hooser and carried, Stand. Com. Rep. No. 3296 was adopted and H.B. No. 1809, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER'S LICENSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

THIRD READING

MATTERS DEFERRED FROM FRIDAY, APRIL 7, 2006

H.B. No. 2317:

On motion by Senator Baker, seconded by Senator Espero and carried, H.B. No. 2317, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3301 (H.B. No. 1995, H.D. 1, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3301 was adopted and H.B. No. 1995, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF A MINOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3303 (H.B. No. 3257, H.D. 1, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3303 was adopted and H.B. No. 3257, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3304 (H.B. No. 2286):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3304 was adopted and H.B. No. 2286, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3306 (H.B. No. 2535, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3306 was adopted and H.B. No. 2535, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3307 (H.B. No. 2639, H.D. 2, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3307 was adopted and H.B. No. 2639, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS WHILE OPERATING A MOTOR VEHICLE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3308 (H.B. No. 2737, H.D. 1, S.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3308 was adopted and H.B. No. 2737, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HONOPOU DISTRICT OF THE COUNTY OF MAUI," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3309 (H.B. No. 2747, H.D. 2, S.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3309 was adopted and H.B. No. 2747, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3310 (H.B. No. 2772, H.D. 1, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3310 was adopted and H.B. No. 2772, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROPERTY DAMAGE TO AGRICULTURAL AND AQUACULTURAL PROPERTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3311 (H.B. No. 3037, H.D. 1, S.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3311 was adopted and H.B. No. 3037, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3312 (H.B. No. 1947, S.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3312 was adopted and H.B. No. 1947, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3313 (H.B. No. 2192, H.D. 2, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3313 was adopted and H.B. No. 2192, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3314 (H.B. No. 2410, H.D. 1, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3314 was adopted and H.B. No. 2410, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3369 (H.B. No. 2346, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3369 was adopted and H.B. No. 2346, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF EDUCATION ELECTRICITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

THIRD READING

Stand. Com. Rep. No. 3391 (H.B. No. 1833, H.D. 1, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3391 was adopted and H.B. No. 1833, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3392 (H.B. No. 1706, H.D. 3, S.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3392 was adopted and H.B. No. 1706, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ENVIRONMENTAL COVENANTS ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3393 (H.B. No. 1871, H.D. 1, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3393 was adopted and H.B. No. 1871, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER CREDIT REPORTING AGENCIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3394 (H.B. No. 1977, H.D. 1, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3394 was adopted and H.B. No. 1977, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STRUCTURED SETTLEMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3396 (H.B. No. 2287, H.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3396 was adopted and H.B. No. 2287, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3397 (H.B. No. 2901):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3397 was adopted and H.B. No. 2901, entitled: "A BILL FOR AN ACT RELATING TO GARNISHMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3400 (H.B. No. 3018, H.D. 1, S.D. 1):

On motion by Senator Hanabusa, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 3400 was adopted and H.B. No. 3018, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT EMPLOYEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3401 (H.B. No. 3244, H.D. 1, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 3401 was adopted and H.B. No. 3244, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO IDENTITY THEFT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 2476:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, H.B. No. 2476, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF

CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 237, H.D. 3, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, H.B. No. 237, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 2626, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, H.B. No. 2626, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 3225, H.D. 1, S.D. 1:

On motion by Senator Baker, seconded by Senator Espero and carried, H.B. No. 3225, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 2399, H.D. 2, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, H.B. No. 2399, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTER-ISLAND FERRY SERVICE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 2045, H.D. 2, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, H.B. No. 2045, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERINATAL CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 2210, S.D. 1:

On motion by Senator Sakamoto, seconded by Senator Taniguchi and carried, H.B. No. 2210, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PEARLRIDGE ELEMENTARY SCHOOL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 2146, H.D. 1, S.D. 1:

On motion by Senator Kokubun, seconded by Senator Ige and carried, H.B. No. 2146, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 3100, H.D. 1, S.D. 1:

On motion by Senator Baker, seconded by Senator Espero and carried, H.B. No. 3100, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE FORECLOSURES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 1920:

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, H.B. No. 1920, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL LITERACY MONTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3426 (H.B. No. 3194, H.D. 1, S.D. 1):

On motion by Senator Hee, seconded by Senator Inouye and carried, Stand. Com. Rep. No. 3426 was adopted and H.B. No. 3194, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSION FOR NATIONAL AND COMMUNITY SERVICE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3432 (H.B. No. 2925, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3432 was adopted and H.B. No. 2925, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3435 (H.B. No. 1, H.D. 2, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3435 was adopted and H.B. No. 1, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3438 (H.B. No. 2619, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3438 was adopted and H.B. No. 2619, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," having been read

throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3439 (H.B. No. 2848, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3439 was adopted and H.B. No. 2848, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3440 (H.B. No. 2966, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3440 was adopted and H.B. No. 2966, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3441 (H.B. No. 1466, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3441 was adopted and H.B. No. 1466, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3442 (H.B. No. 1843, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3442 was adopted and H.B. No. 1843, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VOCATIONAL AGRICULTURE EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3445 (H.B. No. 2713, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3445 was adopted and H.B. No. 2713, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR KAWAIAHAO SCHOOL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3447 (H.B. No. 2987, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3447 was adopted and H.B. No. 2987, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR SAINT LOUIS SCHOOL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3449 (H.B. No. 1821, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3449 was adopted and H.B. No. 1821, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CARE HOMES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3455 (H.B. No. 2836, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3455 was adopted and H.B. No. 2836, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION SECURITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3456 (H.B. No. 3060, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3456 was adopted and H.B. No. 3060, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3457 (H.B. No. 3235, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3457 was adopted and H.B. No. 3235, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3460 (H.B. No. 2211, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3460 was adopted and H.B. No. 2211, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEFINITIONS FOR WORKERS' COMPENSATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3461 (H.B. No. 2309):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3461 was adopted and H.B. No. 2309, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3462 (H.B. No. 2311, H.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3462 was adopted and H.B. No. 2311, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3468 (H.B. No. 2039, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3468 was adopted and H.B. No. 2039, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DECONTAMINATION OF ILLEGAL DRUG MANUFACTURING SITES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3471 (H.B. No. 3259, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3471 was adopted and H.B. No. 3259, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DENTAL HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3473 (H.B. No. 2669, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3473 was adopted and H.B. No. 2669, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE CONVENTION CENTER ENTERPRISE SPECIAL FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3474 (H.B. No. 2075, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3474 was adopted and H.B. No. 2075, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3476 (H.B. No. 2215):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3476 was adopted and H.B. No. 2215, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS ON PUBLIC PROPERTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3477 (H.B. No. 2273, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3477 was adopted and H.B. No. 2273, S.D. 1, entitled: "A BILL FOR AN ACT

MAKING EMERGENCY APPROPRIATIONS FOR RISK MANAGEMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3478 (H.B. No. 2275, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3478 was adopted and H.B. No. 2275, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3479 (H.B. No. 2423, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3479 was adopted and H.B. No. 2423, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE STATE HIGHWAY FUND,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3480 (H.B. No. 2637, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3480 was adopted and H.B. No. 2637, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TRANSPORTATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3484 (H.B. No. 3123, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3484 was adopted and H.B. No. 3123, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HURRICANE PREPAREDNESS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3489 (H.B. No. 2278, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3489 was adopted and H.B. No. 2278, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR THE DEPARTMENT OF THE ATTORNEY GENERAL,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3490 (H.B. No. 2303, H.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3490 was adopted and H.B. No. 2303, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3491 (H.B. No. 2540, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3491 was adopted and H.B. No. 2540, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INCREASING STIPENDS FOR VOLUNTEER PRECINCT OFFICIALS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3492 (H.B. No. 2595, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3492 was adopted and H.B. No. 2595, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO FAMILY VISITS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3493 (H.B. No. 2625, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3493 was adopted and H.B. No. 2625, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO UNIFORM STATE LAWS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3494 (H.B. No. 1880, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3494 was adopted and H.B. No. 1880, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HARBORS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3496 (H.B. No. 2763, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3496 was adopted and H.B. No. 2763, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION TO ERADICATE AND CONTROL THE COQUI FROG,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3497 (H.B. No. 2771, H.D. 2, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3497 was adopted and H.B. No. 2771, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN AGRICULTURAL PARK IN ROYAL KUNIA,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3498 (H.B. No. 2774, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3498 was adopted and H.B. No. 2774, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3499 (H.B. No. 2805, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3499 was adopted and H.B. No. 2805, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3500 (H.B. No. 2806, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3500 was adopted and H.B. No. 2806, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3501 (H.B. No. 2878, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3501 was adopted and H.B. No. 2878, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST TRADEWINDS FOREST PRODUCTS, LLC," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3502 (H.B. No. 2974, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3502 was adopted and H.B. No. 2974, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3503 (H.B. No. 3056, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3503 was adopted and H.B. No. 3056, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO KAWAI NUI MARSH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3506 (H.B. No. 2315, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3506 was adopted and H.B. No. 2315, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3507 (H.B. No. 2319, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3507 was adopted and H.B. No. 2319, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3508 (H.B. No. 2964, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3508 was adopted and H.B. No. 2964, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3509 (H.B. No. 2991, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3509 was adopted and H.B. No. 2991, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3510 (H.B. No. 3067, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3510 was adopted and H.B. No. 3067, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3514 (H.B. No. 3217, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3514 was adopted and H.B. No. 3217, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KUPUNA RECOGNITION DAY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3517 (H.B. No. 1021, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3517 was adopted and H.B. No. 1021, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," having been read

throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3521 (H.B. No. 3087, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3521 was adopted and H.B. No. 3087, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3523 (H.B. No. 2271, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3523 was adopted and H.B. No. 2271, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NON-AGRICULTURAL PARK LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3524 (H.B. No. 2555, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3524 was adopted and H.B. No. 2555, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3525 (H.B. No. 2587, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3525 was adopted and H.B. No. 2587, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MARINE RESOURCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3532 (H.B. No. 2153, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3532 was adopted and H.B. No. 2153, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3533 (H.B. No. 3105, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3533 was adopted and H.B. No. 3105, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3537 (H.B. No. 3036, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3537 was adopted and H.B. No. 3036, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

At 10:34 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:07 o'clock a.m.

THIRD READING

Stand. Com. Rep. No. 3450 (H.B. No. 2043, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3450 be adopted and H.B. No. 2043, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Chun Oakland then offered the following amendment (Floor Amendment No. 8) to H.B. No. 2043, H.D. 2, S.D. 2:

SECTION 1. House Bill No. 2043, H.D.2, S.D. 2, is amended to read as follows:

1. By designating sections 1 and 2 of the bill as "PART I."

2. By adding a new part to the bill to be designated as PART II and to read as follows:

"PART II

SECTION 3. Section 346-59, Hawaii Revised Statutes, is amended to read as follows:

"**§346-59 Medical care payments.** (a) The department shall adopt rules under chapter 91 concerning payment to providers of medical care. The department shall determine the rates of payment due to all providers of medical care, and pay such amounts in accordance with the requirements of the appropriations act and the Social Security Act, as amended. Payments to critical access hospitals for services rendered to medicaid beneficiaries shall be calculated on a cost basis using medicare reasonable cost principles.

(b) Rates of payment to providers of medical care who are individual practitioners, including doctors of medicine, dentists, podiatrists, psychologists, osteopaths, optometrists, and other individuals providing services, shall be based upon the Hawaii medicaid fee schedule. The amounts paid shall not exceed the maximum permitted to be paid individual practitioners or other individuals under federal law and regulation, the medicare fee schedule for the current year, the state limits as provided in the appropriation act, or the provider's billed amount.

The appropriation act shall indicate the percentage of the medicare fee schedule for the year 2000 to be used as the basis for establishing the Hawaii medicaid fee schedule. For any subsequent adjustments to the fee schedule, the legislature shall specify the extent of the adjustment in the appropriation act.

(c) In establishing the payment rates for other noninstitutional items and services, the rates shall not exceed the current medicare payment, the state limits as provided in the appropriation act, the rate determined by the department, or the provider's billed amount.

(d) Payments to health maintenance organizations and prepaid health plans with which the department executes risk

contracts for the provision of medical care to eligible public assistance recipients may be made on a prepaid basis. The rate of payment per participating recipient shall be fixed by contract, as determined by the department and the health maintenance organization or the prepaid health plan, but shall not exceed the maximum permitted by federal rules and shall be less than the federal maximum when funds appropriated by the legislature for such contracts require a lesser rate. For purposes of this subsection, "health maintenance organizations" are entities approved as such, and "prepaid health plans" are entities designated as such by the Department of Health and Human Services; and "risk" means the possibility that the health maintenance organization or the prepaid health plan may incur a loss because the cost of providing services may exceed the payments made by the department for services covered under the contract.

(e) The department shall prepare each biennial budget request for a medical care appropriation based upon the most current Hawaii medicaid fee schedule available at the time the request is prepared.

The director shall submit a report to the legislature on or before January 1 of each year indicating an estimate of the amount of money required to be appropriated to pay providers at the maximum rates permitted by federal and state rules in the upcoming fiscal year.

(f) The department shall not require an enrolled member of the QUEST program to re-enroll and select a QUEST health plan unless the QUEST health plan ceases to actively continue providing services and coverage to its members."

3. By designating and amending sections 3 and 4 to read as follows:

"PART III

SECTION [3-] 4. New statutory material is underscored.

SECTION [4.] 5. This Act shall take effect on July 1, 2050[-]; provided that section 3 shall take effect on approval and apply retroactively to March 1, 2006."

Senator Chun Oakland moved that Floor Amendment No. 8 be adopted, seconded by Senator Ihara.

Senator Chun Oakland rose in support of the amendment and stated:

"Mr. President, with regards to this floor amendment, in a recently issued request for a proposal for the Quest program, the Department of Human Services proposes a concept of positive enrollment, which would require 165,000 individuals currently enrolled in Quest to affirmatively re-enroll in the plan and select a primary care physician. Those who do not respond to the auto-assignment will be auto-assigned to a health plan according to an approved algorithm.

"There is a unified consensus from providers of health services that this particular provision within the current RFP would be very detrimental to the members of the Quest program. This provision would prohibit DHS from having that provision in the request for proposal.

"Also, I wanted to note that the retroactive date in part three of the floor amendment basically insures that there is no gap in coverage for the Quest recipients. Thank you."

Senator Hemmings rose and said:

"Mr. President, could the record reflect my opposition."

The Chair so ordered.

The motion to adopt Floor Amendment No. 8 was put by the Chair and carried with Senator Hemmings voting "No."

Senator Chun Oakland then moved that Stand. Com. Rep. No. 3450 be received and placed on file, seconded by Senator Ihara and carried.

By unanimous consent, H.B. No. 2043, H.D. 2, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," was placed on the calendar for Third Reading on Thursday, April 13, 2006.

THIRD READING

MATTER DEFERRED FROM FRIDAY, APRIL 7, 2006

H.B. No. 1900, H.D. 1, S.D. 1:

Senator Taniguchi moved that H.B. No. 1900, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Hemmings then offered the following amendment (Floor Amendment No. 9) to H.B. No. 1900, H.D. 1, S.D. 1:

Section 1. H.B. No. 1900, H.D. 1, S.D. 1, is amended by adding a new item under program ID LNR141 in Section 5 to be appropriately inserted and to read as follows:

"8.02. J32 WAIMANALO WASTEWATER TREATMENT PLANT IMPROVEMENTS, OAHU

CONSTRUCTION FOR INCREMENTAL IMPROVEMENTS TO MEET WATER QUALITY STANDARDS, INCLUDING INJECTION WELLS, FILTER STRUCTURES AND FILTER CELLS, DISINFECTION MIXING AND CONTACT CHAMBER, DISSOLVED AIR FLOTATION THICKENER, CLARIFIERS, PUMP STATION, FLOOD PROOFING, EQUALIZATION BASIN SYSTEM UPGRADES, TERTIARY TREATMENT, AND OTHER RELATED WORK.

<u>CONSTRUCTION</u>			<u>10,000</u>
<u>TOTAL FUNDING</u>	<u>LNR</u>	<u>C</u>	<u>10,000C"</u>

SECTION 2. H.B. No. 1900, H.D. 1, S.D. 1, is amended by amending Section 3, F. Social Services, item 43, program ID HMS903 – General Support For Benefits, Employment, and Support Services, by replacing the amount of \$35,502,355N with \$67,698,933N.

SECTION 3. H.B. No. 1900, H.D. 1, S.D. 1, Section 7 is amended by amending item (2) to read as follows:

"(2) By ~~repealing~~ amending section 156[:] to read:

"SECTION 156. Provided that of the federal fund appropriation for the department of human services there is appropriated current year federal Temporary Assistance for Needy Families (TANF) funds, which are federal TANF funds from the current federal fiscal year's block grant, the sum of \$63,904,788, or so much thereof as may be necessary, for fiscal year 2005-2006, and the ~~[same sum.]~~ the sum of \$98,904,788, or so much thereof as may be necessary, for fiscal year 2006-2007 for the purposes of implementing the TANF program, its associated programs, and transfers to other programs."

SECTION 4. H.B. No. 1900, H.D. 1, S.D. 1, Section 7 is amended by deleting items (3) to (9) and item (11).

SECTION 5. H.B. No. 1900, H.D. 1, S.D. 1, is amended by amending Section 7 by deleting items (3), (4), (5), (6), (7), (8), (9), and (11), and renumbering items (10), (12), (13), (14), (15), and (16), and (17) as (3), (4), (5), (6), (7), (8), and (9), respectively.

Senator Hemmings moved that Floor Amendment No. 9 be adopted, seconded by Senator Hogue.

Senator Hemmings rose on a conflict ruling as follows:

“Mr. President, first I’d like to get a ruling from the Chair regarding a possible conflict. My wife is a part-time employee of one of the organizations that’s a beneficiary of TANF funds.”

The Chair ruled that Senator Hemmings was not in conflict.

Senator Hemmings continued in support of the amendment and said:

“You might ask, and all of you might ask why I would move to amend the budget on the Floor before it goes to Conference Committee. There are several reasons, not the least of which is that in Conference Committee it is pretty much an event that is driven by the Chairs in which the participants – Ways and Means and Finance Committee members – are there to validate what the Chairs have decided. Hence, the opportunity to amend it before Conference would send a strong signal that this Legislature is indeed in favor of more accountability in the process, number one, and more money being spent where it should be spent in the state budget.

“I would like to tell my colleagues that this is an effort to improve the budget, hopefully, for two areas that are near and dear to all our hearts. This is not an adversarial amendment; rather it’s a pro budget amendment.

“The first portion of the amendment would reinstate, by eliminating provisos in the budget and putting money back in, approximately \$26 million of TANF funds, temporary assistance for needy families, that has been taken out of the budget unilaterally. It is my understanding from the Committee Chair that this money is taken out and put into a, quote, unquote, ‘rainy day fund.’

“The unfortunate truth of the matter is, unless the money is spent on preventative initiatives as it originally proposed, when it is held in a fund it can only be spent on subsidies to welfare recipients who are employed. I would also like to point out that there is presently \$140 million of unused money, federal money, sitting in the fund.

“I would like to point out to my colleagues that cutting federal funding is not unprecedented. In this Legislature or in this Senate two years ago, there was an effort to cut the federal funding for positions within the Department of Health. We passed that and we had to go back later and amend another bill to reinstate them. I would suggest that this has the same convoluted rationale. The point being, and I hope that my colleagues listen real closely, this money is federal money that’s being spent in many of your districts to preempt welfare, to preempt teen pregnancy, to assist in family outreach, to preempt violence, to intercept children that are in peril that would maybe have to go into child protective services and foster care, which costs the state millions of dollars. So, this is a very positive amendment that will put federal money, not local tax money, back into the budget.

“Let me talk about where some of this money is going. Remember, there is \$26 million by the provisos and by the budget amendments that are being taken out of the budget of

federal money that could be used to help our local people who are in need of assistance. Some of it is going to the Department of Education to provide teen pregnancy counseling, Kapiolani Medical Center teen pregnancy prevention, pregnancy prevention training at the University of Hawaii Outreach College, and the University School of Medicine. Other beneficiary organizations include Uplink, the Department of Education on Molokai, the same program on Kauai, human services and social services statewide, Children and Parents Together in Kalihi, Kokua Kalihi Valley, Susannah Wesley Community Center, Teen Pregnancy Family Strengthening for Boys and Girls in Ewa Beach, the same organization receiving funding from TANF in Nanakuli, Salvation Army in Keau on the Big Island, Teen Pregnancy Strengthening in Pahoa, Salvation Army in Hilo, Hale Kipa at Kawanakoa School, Hale Kipa at Stevenson School, Hui Malama Boys and Girls Club on Kauai, and child abuse prevention in the Department of Human Services. Additional funds would go to neighborhood places statewide for Hawaii’s advocacy program, the program partners with child welfare services in a branch of the Office of Youth Services; \$3.2 million for enhanced healthy start services, of course this is the program that helps children between birth and the first year of life with health problems in families that are poor.

“Colleagues, I could go on and on and on. You’re cutting this money, federal money not out of the local taxpayer’s pocket directly, but out of the federal budget, for what? To put it in a rainy day fund where it can only be used to subsidize welfare? I would suggest that this money could be better used immediately to continue funding these welfare programs.

“If you vote in favor of this amendment, you’re voting in favor of helping the poorest amongst us in dealing with serious problems such as teen pregnancy, dependency on welfare, avoiding abuse, and strengthening the family. If you vote against it, you’re voting against human service programs in your districts and you’re throwing away federal money and putting it in a fund that is not needed.

“The second area of this budget amendment has to do with Waimanalo Wastewater Plant. The Governor put money into it two years ago to improve the Waimanalo Wastewater Plant. It passed the House with flying colors, and low and behold, the Senate, for reasons I don’t understand, cut the money. This is not pork for my district. We all had concerns about wastewater and what’s happening. The many Hawaiian’s in Waimanalo safety, health, and maybe even their lives will be jeopardized. If their immune systems are weak and they happen to get into water with sewage in it, they face the possible fate of the young man who fell in the Ala Wai. We have committed money to fixing this wastewater plant. In order to finish it, \$10 million is needed. This money has been eliminated.

“I would suggest to my colleagues to reinstate this money. The first thing we would do is we would protect people from having to swim in or be exposed to water that’s been contaminated by sewage. I want to emphasize that Waimanalo has Hawaiian homes in it and many other programs that serve the Hawaiian community and they, for the life of me, cannot understand why this money was taken out.

“I will, for the record, let you know that the money last year was reinstated in Conference Committee but I suspect it was more of a political move than a good will move.

“I will also let our colleagues know that you can bet there are going to be lawsuits concerning irresponsibility when it comes to managing the most basic resources such as wastewater management, and this money would go a long way in preempting that.

"I would hope that we can put aside the partisan labels and look at the issues that we're dealing with here and vote in favor of this amendment. Obviously, something could be done in Conference Committee, but I would rather not leave it to the fate of the Conference Committee Chairs. I would rather us all have a hand in a very open and democratic manner by voting on these amendments and voting affirmative.

"Thank you, Mr. President. Could I call for a Roll Call vote?"

Senator Taniguchi rose in opposition to the amendment and said:

"Mr. President, I rise in opposition to the amendment.

"Rather than go point by point on some of the somewhat confusing argument of my colleague from Waimanalo, I guess what I would say is that the budget bill will be in Conference. We will have additional discussion on these issues. I guess the Waimanalo Wastewater Treatment appropriation which was in Section 1 of the amendment is a matter that we have provided resources for in the past. There's some question to the amount provided, I think \$18 million last year. At that time it was said that it would be sufficient to cover all expenses and that's what we're raising at this point with regard to Waimanalo Wastewater Treatment Plant improvements.

"With regard to TANF, I'm not sure if the Chair of the Human Services Committee is going to say anything but this is an ongoing discussion. I think the feeling of the Ways and Means Committee generally was that we would like to have some reserve. I think that's what he's talking about with the rainy day money but I'm not really clear. We retain a reserve in TANF because we're concerned that because of the war and the federal government's cost and spending that we may not have additional TANF authorizations in the future or they would be more limited. And so, part of it is to retain a reserve so that in the future we may be able to take care of the poor people that my colleague from Waimanalo refers to.

"So, I would ask my colleagues to vote 'no' on this amendment. Thank you."

Senator Hemmings rose in rebuttal and said:

"Mr. President, I rise on a point of rebuttal.

"With all due respect to the Chairman of the Ways and Means Committee, the reserve fund or the rainy day fund, or whatever you want to call it, is the problem. The very reason we should vote in favor of this amendment is because putting the money in the reserves eliminates – eliminates – its use in any other area. There are restrictions put on by the federal government on the use of these funds and unless they're used in the areas that I just delineated in my talk in favor of it, it goes into a reserve fund that can only be used for cash payments to welfare recipients.

"So basically, what you're making a choice here between is paying people cash to be dependent upon welfare checks or spending the money now in all the programs I've outlined in your districts that are going to assist people from not being abused, from not having to go on welfare, from getting a job and all the other programs that TANF has been able to fund.

"I might add I'm tremendously proud of Lillian Koller in the Department of Human Services. The state has received approximately \$99 million a year since 1995 in TANF programs and only this director has taken the money and put it

into the marketplace to help people from being on welfare, from getting abused, from getting pregnant, from getting beat up.

"Please, please, pass these amendments. Go back to the people in Keau, to Kauai, to all the human service programs that are receiving this fund and ask them about it, because the money is put into this reserve, it is not going to be able to help them or the people that we are elected to serve.

"Secondly, in the reserve fund there is currently \$140 million. Thank you, Mr. President."

Senator Chun Oakland rose in opposition to the amendment and said:

"Mr. President, I speak in opposition to this floor amendment.

"I believe the intent is very noble and I appreciate the former speaker's interest in TANF and the support that he has publicly made in this regard. We do have a Senate bill that is a temporary assistance to needy family bill that will be coming back to the Senate and that outlines quite a bit of what he spoke of in terms of the programs that could be funded through TANF. I think there is a general concern that has been expressed by the money committees that the reserve, which is I believe \$114 million over three years if we go with the expenditure of \$35 million per year, would basically be eliminated. So, we don't necessarily want to go that route.

"I know there is openness about general funds potentially funding some of these programs. I think the state has to make a much greater commitment with our state general funds, but I know that there is ongoing discussion. I know the Chair of Ways and Means is open to this and he has expressed that to me. Thank you very much, Mr. President."

At 11:25 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:25 o'clock a.m.

The motion to adopt Floor Amendment No. 9 was put by the Chair and, Roll Call vote having been requested, failed to carry on the following Ayes and Noes:

Ayes, 5. Noes, 20 (Baker, Bunda, Chun Oakland, English, Espero, Fukunaga, Hanabusa, Hee, Hooser, Ige, Ihara, Inouye, Kanno, Kim, Kokubun, Menor, Nishihara, Sakamoto, Taniguchi, Tsutsui).

Senator Taniguchi rose to speak in support of the measure and said:

"Mr. President, I rise to speak in favor of this measure.

"Mr. President, H.B. No. 1900, S.D. 1, represents the Senate's version of the 2007 supplemental budget for the executive branch of government.

"Before I give some short remarks about the bill itself, I would like to acknowledge a few people who were instrumental in the development of this measure – first, would be my hardworking staff, some of whom have joined us in the gallery this morning. With your permission, Mr. President, I would like to ask them to rise and be recognized. (Members of the Ways and Means who were seated in the gallery rose to be recognized.) Next would be my colleagues on the Ways and Means Committee. I would like to personally thank them for their patience in sitting through our long budget hearings, for their spirited debates, and most of all for their continued support

in me as Chair. I would also like to thank you, Mr. President, and all the Senate Committee Chairs for your input and guidance. Finally, I would like to acknowledge my family, the sacrifices my family makes, especially my wife Jan. I guess sometimes not spending time with me is not necessarily a sacrifice, but I'd like to acknowledge her guidance in helping me do my work.

"Mr. President, as is usual and customary for me, I would like to address this measure with very little fanfare. However, it is not my intent to minimize the importance of this measure as it represents a significant piece of the financial plan that we all want to develop. With regards to the appropriations, this measure continues to do what we have done consistently over the years – provide much needed resources to very crucial government programs.

"We have once again demonstrated our commitment to the state's greatest resource – our children. Toward this end, we have placed emphasis on ensuring that our public schools continue to receive the much needed resources to provide a quality learning experience. In this regard we provided an additional \$112 million in general funds and \$302 million in capital improvements to the Department of Education. This commitment also includes supporting the university as it plays an integral role in charting Hawaii's future. With that in mind, we provided an additional \$30 million in general funds and \$86 million in capital improvements to the University of Hawaii.

"We have balanced our dedication to education by providing for the basic needs of our citizens as well. We have provided substantial increases in general funds for other departments in the following amounts: \$63 million in general funds and \$11 million in capital improvements for the Department of Human Services; \$17 million in general funds and \$18 million in capital improvements for the Department of Health; and \$15 million in general funds and \$14 million in capital improvements for the Department of Public Safety.

"Despite strong economic indicators and positive revenue projections by the Council on Revenues, we are aware that there will always be unforeseen future costs to the state and have therefore taken a prudent approach to providing financial resources that may help prevent budget shortfalls in the future.

"Mr. President, as we head into Conference, I would like to remind my colleagues that this bill is just a work in progress and our vote on today's budget does not close the door on further deliberations. On that note, Mr. President, I ask my colleagues to continue to support me and remain patient as we enter the final weeks of this Session. Thank you."

The motion to pass H.B. No. 1900, H.D. 1, S.D. 1, on Third Reading was then put by the Chair and carried, H.B. No. 1900, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

THIRD READING

Stand. Com. Rep. No. 3512 (H.B. No. 2419, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3512 be adopted and H.B. No. 2419, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Fukunaga then offered the following amendment (Floor Amendment No. 10) to H.B. No. 2419, H.D. 1, S.D. 2:

SECTION 1. H.B. No. 2419, S.D. 2, is amended by designating sections 1 through 12 as part I.

SECTION 2. H.B. No. 2419, S.D. 2, is amended by adding thirty-one new sections, designating these new sections as Part II, numbering these new sections as sections 13 through 43, and to read as follows:

"PART II

SECTION 13. The purpose of this part is to adopt changes to Hawaii's tax law that will allow Hawaii to participate in the streamlined sales and use tax agreement. By enacting the Hawaii Simplified Sales and Use Tax Administration Act, Act 173, Session Laws of Hawaii 2003, the State of Hawaii became a participating member of the National Streamlined Sales Tax Project.

In furtherance of the State's efforts to comply with the terms and conditions of the conforming legislation reflected in the Streamlined Sales Tax Project's model agreement and act, the Hawaii state legislature enacted Act 3, Special Session Laws of Hawaii 2005. Act 3, in part, establishes a technical advisory group to assist the state department of taxation in identifying and resolving issues necessary for Streamlined Sales Tax Project compliance. In addition, a joint house-senate legislative oversight committee has been formed to provide additional tax policy support and guidance. This part is a culmination of these efforts.

In order to participate in the streamlined sales and use tax agreement, Hawaii must amend its tax law in conformity with the streamlined sales and use tax agreement. To conform, Hawaii must adopt a single rate of general excise tax, Hawaii's substitute for a sales tax. In accordance with advice received from the Streamlined Sales Tax Governing Board and COST, a national organization representing businesses, this was accomplished by:

- (1) Moving the one-half of one per cent tax rate for wholesale transactions to a new chapter;
- (2) Adding a new chapter on the taxation of imports of property, services, and contracting;
- (3) Moving the 0.15 per cent tax on insurance producers to a new chapter; and
- (4) Eliminating the tax on businesses owned by disabled persons.

This part also provides for destination-based sourcing and amnesty.

SECTION 14. The Hawaii Revised Statutes is amended by adding a new chapter to be appropriately designated and to read as follows:

"CHAPTER TAX ON WHOLESALERS, SERVICE BUSINESSES, AND CONTRACTORS

§A-1 Definitions; "business", "gross income". The definitions contained in sections 237-1, 237-2, and 237-3 shall apply to this chapter.

§A-2 "Wholesaler" and "jobber" defined. (a) "Wholesaler" or "jobber" applies only to a person making sales at wholesale. Only the following are sales at wholesale:

- (1) Sales to a licensed retail merchant, jobber, or other licensed seller for purposes of resale;
- (2) Sales to a licensed manufacturer of materials or commodities that are to be incorporated by the manufacturer into a finished or saleable product (including the container or package in which the product is contained) during the course of its preservation, manufacture, or processing, including preparation for market, and that will remain in a finished or saleable product in a form as to be perceptible to the senses, which finished or saleable product is to be sold and not otherwise used by the manufacturer;

- (3) Sales to a licensed producer or cooperative association of materials or commodities that are to be incorporated by the producer or by the cooperative association into a finished or saleable product that is to be sold and not otherwise used by the producer or cooperative association, including specifically materials or commodities expended as essential to the planting, growth, nurturing, and production of commodities that are sold by the producer or by the cooperative association;
- (4) Sales to a licensed contractor of materials or commodities that are to be incorporated by the contractor into the finished work or project required by the contract and that will remain in a finished work or project in a form as to be perceptible to the senses;
- (5) Sales to a licensed producer, or to a cooperative association described in section 237-23(a)(7) for sale to a licensed producer, or to a licensed person operating a feed lot, of poultry or animal feed, hatching eggs, semen, replacement stock, breeding services for the purpose of raising or producing animal or poultry products for disposition as described in section A-3 or for incorporation into a manufactured product as described in paragraph (2) or for the purpose of breeding, hatching, milking, or egg laying other than for the customer's own consumption of the meat, poultry, eggs, or milk so produced; provided that in the case of a feed lot operator, only the segregated cost of the feed furnished by the feed lot operator as part of the feed lot operator's service to a licensed producer of poultry or animals to be butchered or to a cooperative association described in section 237-23(a)(7) of these licensed producers shall be deemed to be a sale at wholesale; and provided further that any amount derived from the furnishing of feed lot services, other than the segregated cost of feed, shall be deemed taxable at the service business rate specified in section A-6(a)(5). This paragraph shall not apply to the sale of feed for poultry or animals to be used for hauling, transportation, or sports purposes;
- (6) Sales to a licensed producer, or to a cooperative association described in section 237-23(a)(7) for sale to the producer, of seed or seedstock for producing agricultural and aquacultural products, or bait for catching fish (including the catching of bait for catching fish), which agricultural and aquacultural products or fish are to be disposed of as described in section A-3 or to be incorporated in a manufactured product as described in paragraph (2);
- (7) Sales to a licensed producer, or to a cooperative association described in section 237-23(a)(7) for sale to a licensed producer; of polypropylene shade cloth; of polyfilm; of polyethylene film; of cartons and other containers, wrappers, and sacks, and binders to be used for packaging eggs, vegetables, fruits, and other agricultural and aquacultural products; of seedlings and cuttings for producing nursery plants or aquacultural products; or of chick containers; which cartons and other containers, wrappers, and sacks, binders, seedlings, cuttings, and containers are to be used as described in section A-3, or to be incorporated in a manufactured product as described in paragraph (2);
- (8) Sales of tangible personal property where:
- (A) Tangible personal property is sold upon the order or request of a licensed seller for the purpose of rendering a service in the course of the person's service business or calling, or upon the order or request of a person subject to tax under section 237D-2 for the purpose of furnishing transient accommodations;
- (B) The tangible personal property becomes or is used as an identifiable element of the service rendered; and
- (C) The cost of the tangible personal property does not constitute overhead to the licensed seller;
- (9) Sales to a licensed leasing company of capital goods that have a depreciable life, are purchased by the leasing company for lease to its customers, and are thereafter leased as a service to others;
- (10) Sales of services to a licensed seller engaging in a business or calling whenever:
- (A) Either:
- (i) In the context of a service-to-service transaction, a service is rendered upon the order or request of a licensed seller for the purpose of rendering another service in the course of the seller's service business or calling;
- (ii) In the context of a service-to-tangible personal property transaction, a service is rendered upon the order or request of a licensed seller for the purpose of manufacturing, producing, or preparing tangible personal property to be sold;
- (iii) In the context of a services-to-contracting transaction, a service is rendered upon the order or request of a licensed contractor as defined in section 237-6 for the purpose of assisting that licensed contractor; or
- (iv) In the context of a services-to-transient accommodations rental transaction, a service is rendered upon the order or request of a person subject to tax under section 237D-2 for the purpose of furnishing transient accommodations;
- (B) The benefit of the service passes to the customer of the licensed seller, licensed contractor, or person furnishing transient accommodations as an identifiable element of the other service or property to be sold, the contracting, or the furnishing of transient accommodations;
- (C) The cost of the service does not constitute overhead to the licensed seller, licensed contractor, or person furnishing transient accommodations;
- (D) The gross income of the licensed seller is not divided between the licensed seller and another licensed seller, contractor, or person furnishing transient accommodations for imposition of the tax under this chapter or chapter 237;
- (E) The gross income of the licensed seller is not subject to a deduction under this chapter, chapter 237, or chapter 237D; and
- (F) The resale of the service, tangible personal property, contracting, or transient accommodations is subject to the tax imposed under this chapter or chapter 237;
- (11) Sales to a licensed retail merchant, jobber, or other licensed seller of bulk condiments or prepackaged single-serving packets of condiments that are provided to customers by the licensed retail merchant, jobber, or other licensed seller;
- (12) Sales to a licensed retail merchant, jobber, or other licensed seller of tangible personal property that will be incorporated or processed by the licensed retail merchant, jobber, or other licensed seller into a finished or saleable product during the course of its preparation for market (including disposable, nonreturnable containers, packages, or wrappers, in which the product is contained and that are generally known and most commonly used to contain food or beverage for transfer

- or delivery), and which finished or saleable product is to be sold and not otherwise used by the licensed retail merchant, jobber, or other licensed seller;
- (13) Sales of amusements subject to taxation under section A-6(a)(3) to a licensed seller engaging in a business or calling whenever:
- (A) Either:
- (i) In the context of an amusement-to-service transaction, an amusement is rendered upon the order or request of a licensed seller for the purpose of rendering another service in the course of the seller's service business or calling;
 - (ii) In the context of an amusement-to-tangible personal property transaction, an amusement is rendered upon the order or request of a licensed seller for the purpose of selling tangible personal property; or
 - (iii) In the context of an amusement-to-amusement transaction, an amusement is rendered upon the order or request of a licensed seller for the purpose of rendering another amusement in the course of the person's amusement business;
- (B) The benefit of the amusement passes to the customer of the licensed seller as an identifiable element of the other service, tangible personal property to be sold, or amusement;
- (C) The cost of the amusement does not constitute overhead to the licensed seller;
- (D) The gross income of the licensed seller is not divided between the licensed seller and another licensed seller, person furnishing transient accommodations, or person rendering an amusement for imposition of the tax under chapter 237;
- (E) The gross income of the licensed seller is not subject to a deduction under this chapter or chapter 237; and
- (F) The resale of the service, tangible personal property, or amusement is subject to the tax imposed under this chapter or chapter 237. As used in this paragraph, "amusement" means entertainment provided as part of a show for which there is an admission charge; and
- (14) Sales by a printer to a publisher of magazines or similar printed materials containing advertisements, when the publisher is under contract with the advertisers to distribute a minimum number of magazines or similar printed materials to the public or defined segment of the public, whether or not there is a charge to the persons who actually receive the magazines or similar printed materials.
- (b) If the use tax law under chapter B is finally held by a court of competent jurisdiction to be unconstitutional or invalid insofar as it purports to tax the use or consumption of tangible personal property imported into the State in interstate or foreign commerce, or both, wholesalers and jobbers shall be taxed thereafter under this chapter in accordance with the following definition (which shall supersede the preceding subsection otherwise defining "wholesaler" or "jobber"): "Wholesaler" or "jobber" means a person, or a definitely organized division thereof, definitely organized to render and rendering a general distribution service that buys and maintains at the person's place of business a stock or lines of merchandise that the person distributes; and that the person, through salespersons, advertising, or sales promotion devices, sells to licensed retailers, to institutional, or licensed commercial or industrial users, in wholesale quantities and at wholesale rates. A corporation deemed not to be carrying on a trade or business in this State under section 235-6 shall nevertheless be deemed to be a wholesaler and shall be subject to the tax imposed by this chapter.
- §A-3 "Producer" defined.** (a) "Producer" means any person engaged in the business of raising and producing agricultural products in their natural state, or in producing natural resource products, or engaged in the business of fishing or aquaculture, for sale, or for shipment or transportation out of the State, of the agricultural or aquaculture products in their natural or processed state, or butchered and dressed, or the natural resource products, or fish.
- (b) As used in this section, "agricultural products" include floricultural, horticultural, viticultural, forestry, nut, coffee, dairy, livestock, poultry, bee, animal, and any other farm, agronomic, or plantation products.
- §A-4 Definitions; "contractor", "service business or calling".** The definitions contained in sections 237-6 and 237-7 shall be applicable for this chapter.
- §A-5 Administrative provisions.** Sections 237-8, 237-9, 237-9.5, 237-11, and 237-12 shall be applicable for this chapter.
- §A-6 Imposition of tax.** (a) There is hereby levied and shall be assessed and collected annually privilege taxes against persons on account of their business and other activities in the State measured by the application of rates against values of products, gross proceeds of sales, or gross income, whichever is specified, as follows:
- (1) Tax on manufacturers:
 - (A) Upon every person engaging or continuing within the State in the business of manufacturing, including compounding, canning, preserving, packing, printing, publishing, milling, processing, refining, or preparing for sale, profit, or commercial use, either directly or through the activity of others, in whole or in part, any article or articles, substance or substances, commodity or commodities, the amount of the tax to be equal to the value of the articles, substances, or commodities, manufactured, compounded, canned, preserved, packed, printed, milled, processed, refined, or prepared for sale, as shown by the gross proceeds derived from the sale thereof by the manufacturer or person compounding, preparing, or printing them, multiplied by one-half of one per cent;
 - (B) The measure of the tax on manufacturers is the value of the entire product for sale, regardless of the place of sale or the fact that deliveries may be made to points outside the State;
 - (C) If any person liable for the tax on manufacturers ships or transports the person's product, or any part thereof, out of the State, whether in a finished or unfinished condition, or sells the same for delivery to points outside the State (for example, consigned to a mainland purchaser via common carrier f.o.b. Honolulu), the value of the products in the condition or form in which they exist immediately before entering interstate or foreign commerce, determined as hereinafter provided, shall be the basis for the assessment of the tax imposed by this paragraph. This tax shall be due and payable as of the date of entry of the products into interstate or foreign commerce, whether the products are then sold or not. The department shall determine the basis for assessment, as provided by this paragraph, as follows:
 - (i) If the products at the time of their entry into interstate or foreign commerce already have been sold, the gross proceeds of sale, less the transportation expenses, if any, incurred in realizing the gross proceeds for transportation from the time of entry of the products into interstate or foreign

- commerce, including insurance and storage in transit, shall be the measure of the value of the products;
- (ii) If the products have not been sold at the time of their entry into interstate or foreign commerce, and in cases governed by clause (i) in which the products are sold under circumstances such that the gross proceeds of sale are not indicative of the true value of the products, the value of the products constituting the basis for assessment shall correspond as nearly as possible to the gross proceeds of sales for delivery outside the State, adjusted as provided in clause (i), or if sufficient data are not available, sales in the State, of similar products of like quality and character and in similar quantities, made by the taxpayer (unless not indicative of the true value) or by others. Sales outside the State, adjusted as provided in clause (i), may be considered when they constitute the best available data. The department of taxation shall prescribe uniform and equitable rules for ascertaining the values;
- (iii) At the election of the taxpayer and with the approval of the department of taxation, the taxpayer may make the taxpayer's returns under clause (i) even though the products have not been sold at the time of their entry into interstate or foreign commerce; and
- (iv) In all cases in which products leave the State in an unfinished condition, the basis for assessment shall be adjusted so as to deduct the portion of the value as is attributable to the finishing of the goods outside the State;
- (2) Tax on producers: Upon every person engaging or continuing within this State in the business of a producer, the tax shall be equal to one-half of one per cent of the gross proceeds of sales of the business, or the value of the products, for sale, if sold for delivery outside the State or shipped or transported out of the State, and the value of the products shall be determined in the same manner as the value of manufactured products covered in the cases under paragraph (1)(C). No manufacturer or producer, engaged in the business of manufacturing or producing in the State and selling the manufacturer's or producer's products for delivery outside of the State (for example, consigned to a mainland purchaser via common carrier f.o.b. Honolulu), shall be required to pay the tax imposed in this chapter for the privilege of so selling the products, and the value or gross proceeds of sales of the products shall be included only in determining the measure of the tax imposed upon the manufacturer or producer;
- (3) Tax upon theaters, amusements, radio broadcasting stations, etc. Upon every person engaging or continuing within the State in the business of operating a theater, opera house, moving picture show, vaudeville, amusement park, dance hall, skating rink, radio broadcasting station, or any other place at which amusements are offered to the public, at wholesale, the tax shall be one-half of one per cent of the gross proceeds of the business;
- (4) Tax on service business upon every person engaging or continuing within the State in any service business or calling including professional services not otherwise specifically taxed under this chapter, as a wholesaler described in section A-2, the tax shall be equal to one-half of one per cent of the gross proceeds of the business;
- (5) Tax on sales by wholesalers:
- (A) Upon every person who is engaged in the business of a wholesaler or jobber as described in section A-2 of selling any tangible personal property whatsoever (not including, however, bonds or other evidences of indebtedness, or stocks), there is hereby levied, and shall be assessed and collected, a tax equivalent to one-half of one per cent of the gross proceeds of sales of the business as a wholesaler or jobber as defined in section A-2;
- (B) Gross proceeds of sales of tangible property in interstate and foreign commerce shall constitute a part of the measure of the tax imposed on persons in the business of selling tangible personal property as a wholesaler, to the extent, under the conditions, and in accordance with the provisions of the Constitution of the United States and the Acts of Congress of the United States that may be now in force or may be hereafter adopted, and whenever there occurs in the State an activity to which, under the Constitution and Acts of Congress, there may be attributed gross proceeds of sales, the gross proceeds shall be so attributed.
- (b) When a manufacturer or producer, engaged in business in the State, also is engaged in selling the manufacturer's or producer's products in the State at wholesale taxed under this chapter, retail, or in any other manner, the tax for the privilege of engaging in the business of selling the products in the State shall apply to the manufacturer or producer as well as the tax for the privilege of manufacturing or producing in the State, and the manufacturer or producer shall make the returns of the gross proceeds of the wholesale, retail, or other sales required for the privilege of selling in the State, as well as making the returns of the value or gross proceeds of sales of the products required for the privilege of manufacturing or producing in the State. The manufacturer or producer shall pay the tax imposed in this chapter for the privilege of selling its products in the State, and the value or gross proceeds of sales of the products, thus subjected to tax, may be deducted insofar as duplicated as to the same products by the measure of the tax upon the manufacturer or producer for the privilege of manufacturing or producing in the State under this chapter; provided that no producer of agricultural products who sells the products to a purchaser who will process the products outside the State shall be required to pay the tax imposed in this chapter for the privilege of producing or selling those products.
- §A-7 Resale certificates.** (a) The department of taxation, by rule, may require that a seller take from the purchaser of tangible personal property a certificate, in a form prescribed by the department, certifying that the sale is a sale at wholesale; provided that:
- (1) Any purchaser who furnishes a certificate shall be obligated to pay to the seller, upon demand, the amount of the additional tax that is imposed upon the seller whenever the sale in fact is not at wholesale; and
- (2) The absence of a certificate in itself shall give rise to the presumption that the sale is not at wholesale unless the sales of the business are exclusively at wholesale.
- (b) The department of taxation may require that the person rendering an amusement at wholesale take from the licensed seller a certificate, in a form prescribed by the department, certifying that the sale is a sale at wholesale; provided that:
- (1) Any licensed seller who furnishes a certificate shall be obligated to pay to the person rendering the amusement, upon demand, the amount of additional tax that is imposed upon the seller whenever the sale is not at wholesale; and
- (2) The absence of a certificate in itself shall give rise to the presumption that the sale is not at wholesale unless

the person rendering the sale is exclusively rendering the amusement at wholesale.

(c) The department of taxation may require that the person rendering a service at wholesale take from the licensed seller a certificate, in a form prescribed by the department, certifying that the sale is a sale at wholesale; provided that:

- (1) Any licensed seller who furnishes a certificate shall be obligated to pay to the person rendering the service, upon demand, the amount of additional tax that is imposed upon the seller whenever the sale is not at wholesale; and
- (2) The absence of a certificate in itself shall give rise to the presumption that the sale is not at wholesale unless the person rendering the sale is exclusively rendering services at wholesale.

§A-8 Tax on receipts of sugar benefit payments. Upon the amounts received from the United States government by any producer of sugar (or the producer's legal representative or heirs), as defined under and by virtue of the Sugar Act of 1948, as amended, or other Acts of the Congress of the United States relating thereto, there is hereby levied a tax of one-half of one per cent of the gross amount received; provided that the tax levied hereunder on any amount so received and actually disbursed to another by a producer in the form of a benefit payment shall be paid by the person or persons to whom the amount is actually disbursed, and the producer actually making a benefit payment to another shall be entitled to claim on the producer's return a deduction from the gross amount taxable hereunder in the sum of the amount so disbursed. The amounts taxed under this section shall not be taxable under any other paragraph, subsection, or section of this chapter.

§A-9 Segregation of gross income, etc., on records and returns. The imposition of taxes and the application of tax rates do not depend upon the business in which the taxpayer is primarily engaged. One business may be subject to two or more tax rates under this chapter and chapter 237. If a business is within the purview of two or more of the paragraphs of section 237-13 or other provisions of this chapter or chapter 237, all of them apply, each provision being applicable to the appropriate item of gross income, gross proceeds of sales, or value of products. However, any person engaging or continuing in a business having gross income, gross proceeds of sales, and value of products, or any of these as the case may be, taxable at different rates, shall be subject to taxation upon the aggregate amount of the gross income, gross proceeds of sales, and value of products of the business at the highest rate applicable to any part of the aggregate, unless the person shall segregate the parts taxable at different rates upon the person's records and in the person's returns, and shall sustain the burden of proving that the segregation was correctly made.

§A-10 Assessment on generated electricity. Any other provision of law to the contrary notwithstanding, the levy and assessment of tax on the gross proceeds from the sale of electric power to a public utility company for resale to the public, shall be made only as a tax on business of a producer, at the rate assessed producers, under section A-6(a)(2).

§A-11 Technicians. When technicians supply dentures or physicians with dentures, orthodontic devices, braces, and similar items which have been prepared by the technician in accordance with specifications furnished by the dentist or physician, and these items are to be used by the dentist or physician in the dentist's or physician's professional practice for a particular patient who is to pay the dentist or physician for the same as a part of the dentist's or physician's professional services, the technician shall be taxed as though the technician were a manufacturer selling a product to a licensed retailer, rather than pursuant to chapter 237 at the rate of four per cent that is generally applied to professions and services.

§A-12 Activity ordered by others. (a) Where, through the activity of a person taxable under section 237-13(5), a product has been milled, processed, or otherwise manufactured upon the

order of another taxpayer who is a manufacturer taxable upon the value of the entire manufactured products, which consists in part of the value of the services taxable under section 237-13(5), so much gross income as is derived from the rendering of the services shall be subjected to tax on the person rendering the services at the rate of one-half of one per cent, and the value of the entire product shall be included in the measure of the tax imposed on the other taxpayer as elsewhere provided.

(b) Where, through the activity of a person taxable under section 237-13(5), there have been rendered to a cane planter services consisting in the harvesting or hauling of the cane, or consisting in road maintenance, under a contract between the person rendering the services and the cane planter, covering the services and also the milling of the sugar, the services of harvesting and hauling the cane and road maintenance shall be treated the same as the service of milling the cane, as provided by subsection (a), and the value of the entire product, manufactured or sold for the cane planter under the contract, shall be included in the measure of the tax imposed on the persons elsewhere provided.

§A-13 Apportionment. In the case of a tax upon the production of property in the State, the apportionment shall be determined as in the case of the tax on manufacturers provided in section A-6(a)(1).

§A-14 Conformity to constitution. Section 237-22 shall apply to this chapter.

§A-15 Exemptions. The exemptions provided in section 237-23, 237-26, 237-27.5, 237-29, 237-29.5, and 237-29.53 shall apply to this chapter.

§A-16 Amounts not taxable. This chapter shall not apply to the following amounts:

- (1) The amounts of taxes on cigarettes and tobacco products imposed by chapter 245 on wholesalers or dealers holding licenses under that chapter and selling the products at wholesale;
- (2) The amounts of federal taxes under chapter 37 of the Internal Revenue Code of 1986, as amended, or similar federal taxes, imposed on sugar manufactured in the State, paid by the manufacturer to the federal government;
- (3) Gross income received by any blind, deaf, or totally disabled person engaging, or continuing, in any business, trade, activity, occupation, or calling within the State; a corporation all of whose outstanding shares are owned by an individual or individuals who are blind, deaf, or totally disabled; a general, limited or limited liability partnership, all of whose partners are blind, deaf, or totally disabled; or a limited liability company, all of whose members are blind, deaf, or totally disabled;
- (4) Amounts received by a producer of sugarcane from the manufacturer to whom the producer sells the sugarcane, where:
 - (A) The producer is an independent cane farmer, so classed by the Secretary of Agriculture under the Sugar Act of 1948 (61 Stat. 922, Chapter 519) as the Act may be amended or supplemented;
 - (B) The value or gross proceeds of sale of the sugar, and other products manufactured from the sugarcane, is included in the measure of the tax levied on the manufacturer under section A-6(a)(1);
 - (C) The producer's gross proceeds of sales are dependent upon the actual value of the products manufactured therefrom or the average value of all similar products manufactured by the manufacturer; and
 - (D) The producer's gross proceeds of sales are reduced by reason of the tax on the value or sale of the manufactured products.

§A-17 Exemption for sale of tangible personal property for resale at wholesale. (a) There shall be exempted from, and excluded from the measure of, the taxes imposed by this chapter all of the gross proceeds or gross income arising from the sale of tangible personal property imported to Hawaii from a foreign or domestic source to a licensed taxpayer for subsequent resale for the purpose of wholesale as defined under section A-2(a)(8).

(b) The department of taxation, by rule, may provide that a seller may take from the purchaser of imported tangible personal property, a certificate in a form that the department shall prescribe, certifying that the purchaser of the imported tangible personal property shall resell the imported tangible personal property at wholesale as defined under section A-2(a)(8). Any purchaser who furnishes a certificate shall be obligated to pay to the seller, upon demand, if the sale in fact is not a sale for the purpose of resale at wholesale, the amount of the additional tax which by reason thereof is imposed upon the seller. The absence of a certificate, unless the sales of the business are exclusively a sale for the purpose of resale at wholesale, in itself, shall give rise to the presumption that the sale is not a sale for the purpose of resale at wholesale.

§A-18 Administrative provisions. Sections 237-20, 237-21, 237-27, 237-30, 237-31, 237-32, 237-33, 237-33.5, 237-34, 237-35, 237-36, 237-37, 237-38, 237-39, 237-40, 237-41, 237-42, 237-43, 237-46, 237-47, 237-49, and 237-A through 237-F shall apply to this chapter.”

SECTION 15. The Hawaii Revised Statutes is amended by adding a new chapter to be appropriately designated and to read as follows:

**“CHAPTER
TAX ON IMPORT OF GOODS, SERVICES AND
CONTRACTING FOR RE SALE**

§B-1 Definitions. Definitions contained in section 238-1 shall apply to this chapter.

§B-2 Imposition of tax on tangible personal property; exemptions. There is hereby levied an excise tax on the use in this State of tangible personal property which is imported by a taxpayer in this State whether owned, purchased from an unlicensed seller, or however acquired for use in this State. The tax imposed by this chapter shall accrue when the property is acquired by the importer or purchaser and becomes subject to the taxing jurisdiction of the State. The rates of the tax hereby imposed and the exemptions thereof are as follows:

- (1) If the importer or purchaser is licensed under chapter A and is:
 - (A) A wholesaler or jobber importing or purchasing for purposes of sale or resale; or
 - (B) A manufacturer importing or purchasing material or commodities that are to be incorporated by the manufacturer into a finished or saleable product (including the container or package in which the product is contained) wherein it will remain in a form as to be perceptible to the senses, and the finished or saleable product is to be sold in a manner as to result in a further tax on the activity of the manufacturer as the manufacturer or as a wholesaler, and not as a retailer;

there shall be no tax; provided that if the wholesaler, jobber, or manufacturer is also engaged in business as a retailer (so classed under chapter 237), paragraph (2) shall apply to the wholesaler, jobber, or manufacturer, but the director of taxation shall refund to the wholesaler, jobber, or manufacturer, in the manner provided under section 231-23(c) the amount of tax as the wholesaler, jobber, or manufacturer shall establish, to the satisfaction of the director, to have been paid by the wholesaler, jobber, or manufacturer to the director with respect to property that has been used by the wholesaler, jobber, or manufacturer for the purposes stated in this paragraph;

- (2) If the importer or purchaser is licensed under chapter 237 and is:

- (A) A retailer or other person importing or purchasing for purposes of sale or resale, not exempted by paragraph (1);
- (B) A manufacturer importing or purchasing material or commodities that are to be incorporated by the manufacturer into a finished or saleable product (including the container or package in which the product is contained) wherein it will remain in a form as to be perceptible to the senses, and the finished or saleable product is to be sold at retail in this State, in a manner as to result in a further tax on the activity of the manufacturer in selling the products at retail;
- (C) A contractor importing or purchasing material or commodities that are to be incorporated by the contractor into the finished work or project required by the contract and that will remain in the finished work or project in a form as to be perceptible to the senses;
- (D) A person engaged in a service business or calling as defined in section 237-7, or a person furnishing transient accommodations subject to the tax imposed by section 237D-2, in which the import or purchase of tangible personal property would have qualified as a sale at wholesale as defined in section A-2(a)(8) had the seller of the property been subject to the tax in chapter 237; or
- (E) A publisher of magazines or similar printed materials containing advertisements, when the publisher is under contract with the advertisers to distribute a minimum number of magazines or similar printed materials to the public or defined segment of the public, whether or not there is a charge to the persons who actually receive the magazines or similar printed materials, the tax shall be one-half of one per cent of the purchase price of the property, if the purchase and sale are consummated in Hawaii; or, if there is no purchase price applicable thereto, or if the purchase or sale is consummated outside of Hawaii, then one-half of one per cent of the value of the property.

§B-3 Imposition of tax on imported services or contracting; exemptions. There is hereby levied an excise tax on the value of services or contracting as defined in section 237-6 that are performed by an unlicensed seller at a point outside the State and imported or purchased for use in this State. The tax imposed by this chapter shall accrue when the service or contracting as defined in section 237-6 is received by the importer or purchaser and becomes subject to the taxing jurisdiction of the State. The rates of the tax hereby imposed and the exemptions from the tax are as follows:

- (1) If the importer or purchaser is licensed under chapter A and is:
 - (A) Engaged in a service business or calling in which the imported or purchased services or contracting become identifiable elements, excluding overhead, of the services rendered by the importer or purchaser, and the gross income of the importer or purchaser is subject to the tax imposed under chapter A on services at the rate of one-half of one per cent; or
 - (B) A manufacturer importing or purchasing services or contracting that become identifiable elements, excluding overhead, of a finished or saleable product (including the container or package in which the product is contained) and the finished or saleable product is to be sold in a manner that

results in a further tax under chapter A on the manufacturer as a wholesaler, and not a retailer; there shall be no tax imposed on the value of the imported or purchased services or contracting; provided that if the manufacturer is also engaged in business as a retailer as classified under chapter 237, paragraph (2) shall apply to the manufacturer, but the director of taxation shall refund to the manufacturer, in the manner provided under section 231-23(c), that amount of tax that the manufacturer, to the satisfaction of the director, shall establish to have been paid by the manufacturer to the director with respect to services that have been used by the manufacturer for the purposes stated in this paragraph;

- (2) If the importer or purchaser is a person licensed under chapter 237 and is:
- (A) Engaged in a service business or calling in which the imported or purchased services or contracting become identifiable elements, excluding overhead, of the services rendered by the importer or purchaser, and the gross income from those services when sold by the importer or purchaser is subject to the tax imposed under chapter 237;
- (B) A manufacturer importing or purchasing services or contracting that become identifiable elements, excluding overhead, of the finished or saleable manufactured product (including the container or package in which the product is contained) and the finished or saleable product is to be sold in a manner that results in a further tax under chapter 237 on the activity of the manufacturer as a retailer; or
- (C) A contractor importing or purchasing services or contracting that become identifiable elements, excluding overhead, of the finished work or project required under the contract, and where the gross proceeds derived by the contractor are subject to the tax under section 237-13(2) as a contractor;

the tax shall be one-half of one per cent of the value of the imported or purchased services or contracting.

§B-4 Application of tax, etc. Section 238-3 shall apply to this chapter.

§B-5 Certain property used by producers. If a licensed producer, or a cooperative association acting under the authority of chapter 421, in order to sell to the producer, or a licensed person, imports into the State or acquires in the State commodities, materials, items, services, or living things enumerated in section A-2(a)(3) and (a)(5) to (a)(7), then section A-2 shall apply. If section A-2 applies and the producer is engaged in the sale of the producer's products at retail or in any manner other than at wholesale, then the tax upon use of property in the State imposed by section 238-2 shall apply the same as in the case of a purchaser who is a licensed retailer. In other cases no tax shall be imposed under this chapter.

§B-6 Administration. Sections 238-5, 238-6, 238-7, 238-8, 238-9, 238-9.5, 238-10, 238-11, 238-13, 238-14 and 238-16 shall apply to this chapter."

SECTION 16. The Hawaii Revised Statutes is amended by adding a new chapter to be appropriately designated and to read as follows:

"CHAPTER

INSURANCE PRODUCER'S TAX

§C-1 Definitions. The definitions contained in sections 237-1, 237-2, and 237-3 shall apply to this chapter.

§C-2 Tax on insurance producers. Upon every person engaged as a licensed producer pursuant to chapter 431, there is hereby levied and shall be assessed and collected a tax equal to 0.15 per cent of the commissions due to that activity.

§C-3 Apportionment. Where insurance producers, who are not employees and are licensed pursuant to chapter 431,

produce commissions that are divided between the insurance producers, the tax levied under section C-2 as to insurance producers shall apply to each producer with respect to the producer's portion of the commissions, and no more.

§C-4 Administrative provisions. Sections 237-8, 237-9, 237-9.5, 237-11, 237-12, 237-30, 237-31, 237-33, 237-33.5, 237-34, 237-35, 237-36, 237-37, 237-38, 237-39, 237-40, 237-41, 237-42, 237-43, 237-46, and 237-A through 237-G shall apply to this chapter."

SECTION 17. Chapter 46, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

"§46- County compliance with the streamlined sales and use tax agreement. The counties shall not adopt any ordinance or interpret any ordinance in such a manner that violates the provisions of the streamlined sales and use tax agreement established by the Streamlined Sales Tax Governing Board, Incorporated, and adopted pursuant to chapter 255D."

SECTION 18. Chapter 237, Hawaii Revised Statutes, is amended by adding seven new sections to be appropriately designated and to read as follows:

"§237-A General sourcing rules.

(1) The retail sale, excluding lease or rental, of a product shall be sourced as follows:

- (A) When the product is received by the purchaser at a business location of the seller, the sale is sourced to that business location;
- (B) When the product is not received by the purchaser at a business location of the seller, the sale is sourced to the location where receipt by the purchaser (or the purchaser's donee, designated as such by the purchaser) occurs, including the location indicated by instructions for delivery to the purchaser (or donee), known to the seller;
- (C) When subparagraphs (A) and (B) do not apply, the sale is sourced to the location indicated by an address for the purchaser that is available from the business records of the seller that are maintained in the ordinary course of the seller's business when use of this address does not constitute bad faith;
- (D) When subparagraphs (A), (B), and (C) do not apply, the sale is sourced to the location indicated by an address for the purchaser obtained during the consummation of the sale, including the address of a purchaser's payment instrument, if no other address is available, when use of this address does not constitute bad faith; or
- (E) When none of the previous rules of subparagraphs (A), (B), (C), and (D) apply, including the circumstance in which the seller is without sufficient information to apply the previous rules, then the location shall be determined by the address from which tangible personal property was shipped, from which the digital good or the computer software delivered electronically was first available for transmission by the seller, or from which the service was provided (disregarding for these purposes any location that merely provided the digital transfer of the product sold);

(2) The lease or rental of tangible personal property, other than property identified in paragraph (3) or (4), shall be sourced as follows:

- (A) For a lease or rental that requires recurring periodic payments, the first periodic payment is sourced the same as a retail sale in accordance with paragraph (1). Periodic payments made subsequent to the first payment are sourced to the primary property location for each period covered by the payment. The primary property location

shall be as indicated by an address for the property provided by the lessee that is available to the lessor from its records maintained in the ordinary course of business, when use of this address does not constitute bad faith. The property location shall not be altered by intermittent use at different locations, such as use of business property that accompanies employees on business trips and service calls; or

- (B) For a lease or rental that does not require recurring periodic payments, the payment is sourced the same as a retail sale in accordance with paragraph (1);

This paragraph does not affect the imposition or computation of general excise or use tax on leases or rentals based on a lump sum or accelerated basis, or on the acquisition of property for lease;

- (3) The lease or rental of motor vehicles, trailers, semi-trailers, or aircraft that do not qualify as transportation equipment, as defined in paragraph (4), shall be sourced as follows:

- (A) For a lease or rental that requires recurring periodic payments, each periodic payment is sourced to the primary property location. The primary property location shall be as indicated by an address for the property provided by the lessee that is available to the lessor from its records maintained in the ordinary course of business, when use of this address does not constitute bad faith. This location shall not be altered by intermittent use at different locations; or

- (B) For a lease or rental that does not require recurring periodic payments, the payment is sourced the same as a retail sale in accordance with paragraph (1);

This paragraph does not affect the imposition or computation of general excise or use tax on leases or rentals based on a lump sum or accelerated basis, or on the acquisition of property for lease;

- (4) The retail sale, including lease or rental, of transportation equipment shall be sourced the same as a retail sale in accordance with paragraph (1), notwithstanding the exclusion of lease or rental in paragraph (1). "Transportation equipment" means any of the following:

- (A) Locomotives and railcars that are utilized for the carriage of persons or property in interstate commerce;

- (B) Trucks and truck-tractors with a gross vehicle weight rating of 10,001 pounds or greater, trailers, semi-trailers, or passenger buses that are:

- (i) Registered through the international registration plan; and
- (ii) Operated under authority of a carrier authorized and certificated by the United States Department of Transportation or another federal authority to engage in the carriage of persons or property in interstate commerce;

- (C) Aircraft that are operated by air carriers authorized and certificated by the United States Department of Transportation or another federal or a foreign authority to engage in the carriage of persons or property in interstate or foreign commerce; and

- (D) Containers designed for use on and component parts attached or secured on the items set forth in subparagraphs (A) to (C).

§237-B General sourcing definitions. For the purposes of section 237-A(1), the terms "receive" and "receipt" mean:

- (1) Taking possession of tangible personal property;

- (2) Making first use of services; or

- (3) Taking possession or making first use of digital goods, whichever comes first.

The terms "receive" and "receipt" do not include possession by a shipping company on behalf of the purchaser.

§237-C Telecommunications sourcing rule. (a) Except for the defined telecommunications services in subsection (c), the sale of telecommunications service sold on a call-by-call basis shall be sourced to:

- (1) Each level of taxing jurisdiction where the call originates and terminates in that jurisdiction; or
- (2) Each level of taxing jurisdiction where the call either originates or terminates and in which the service address is also located.

(b) Except for the defined telecommunications services in subsection (c), a sale of telecommunications service sold on a basis other than a call-by-call basis, is sourced to the customer's place of primary use.

(c) The sale of the following telecommunications services shall be sourced to each level of taxing jurisdiction as follows:

- (1) A sale of mobile telecommunications service other than air-to-ground radiotelephone service and prepaid calling service, is sourced to the customer's place of primary use as required by the Mobile Telecommunications Sourcing Act;

- (2) A sale of post-paid calling service is sourced to the origination point of the telecommunications signal as first identified by either:

- (A) The seller's telecommunications system; or
- (B) Information received by the seller from its service provider, where the system used to transport such signals is not that of the seller;

- (3) Until December 31, 2007, a sale of prepaid calling service is sourced in accordance with section 237-A; provided that in the case of a sale of mobile telecommunications service that is prepaid telecommunications service, the rule provided in section 237-A(1)(E) shall include as an option the location associated with the mobile telephone number;

- (4) Effective January 1, 2008, a sale of prepaid calling service or a sale of a prepaid wireless calling service is sourced in accordance with section 237-A; provided that in the case of a sale of prepaid wireless calling service, the rule provided in section 237-A(1)(E) shall include as an option the location associated with the mobile telephone number; or

- (5) A sale of a private communication service is sourced as follows:

- (A) Service for a separate charge related to a customer channel termination point is sourced to each level of jurisdiction in which the customer channel termination point is located;

- (B) Service where all customer termination points are located entirely within one jurisdiction or levels of jurisdiction is sourced in the jurisdiction in which the customer channel termination points are located; or

- (C) Service for segments of a channel between two customer channel termination points located in different jurisdictions and which segment of channel are separately charged is sourced fifty per cent in each level of jurisdiction in which the customer channel termination points are located.

Service for segments of a channel located in more than one jurisdiction or levels of jurisdiction and which segments are not separately billed is sourced in each jurisdiction based on the percentage determined by dividing the number of customer channel termination points in the jurisdiction by the total number of customer channel termination points.

§237-D Telecommunications sourcing definitions. Until December 31, 2007, for the purposes of section 237-C, the following definitions shall apply:

“Air-to-ground radiotelephone service” means a radio service, as that term is defined in 47 C.F.R. 22.99, in which common carriers are authorized to offer and provide radio telecommunications service for hire to subscribers in aircraft.

“Call-by-call basis” means any method of charging for telecommunications services where the price is measured by individual calls.

“Communications channel” means a physical or virtual path of communications over which signals are transmitted between or among customer channel termination points.

“Customer”:

(1) Means the person or entity that contracts with the seller of telecommunications services. If the end user of telecommunications services is not the contracting party, the end user of the telecommunications service is the customer of the telecommunications service, but this sentence only applies for the purpose of sourcing sales of telecommunications services under section 237-C;

(2) Does not include a reseller of telecommunications service or for mobile telecommunications service of a serving carrier under an agreement to serve the customer outside the home service provider’s licensed service area.

“Customer channel termination point” means the location where the customer either inputs or receives the communications.

“End user” means the person who utilizes the telecommunications service. In the case of an entity, “end user” means the individual who utilizes the service on behalf of the entity.

“Home service provider” has the same meaning as that term is defined in section 124(5) of Public Law 106-252 (Mobile Telecommunications Sourcing Act).

“Mobile telecommunications service” has the same meaning as that term is defined in section 124(7) of Public Law 106-252 (Mobile Telecommunications Sourcing Act).

“Place of primary use” means the street address representative of where the customer’s use of the telecommunications service primarily occurs, which shall be the residential street address or the primary business street address of the customer. In the case of mobile telecommunications services, “place of primary use” shall be within the licensed service area of the home service provider.

“Post-paid calling service” means the telecommunications service obtained by making a payment on a call-by-call basis either through the use of a credit card or payment mechanism such as a bank card, travel card, credit card, or debit card, or by charge made to a telephone number that is not associated with the origination or termination of the telecommunications service. A post-paid calling service includes a telecommunications service that would be a prepaid calling service except it is not exclusively a telecommunications service.

“Prepaid calling service” means the right to access exclusively telecommunications service, which must be paid for in advance and that enables the origination of calls using an access number or authorization code, whether manually or electronically dialed, and that is sold in predetermined units or dollars of which the number declines with use in a known amount.

“Private communication service” means a telecommunications service that entitles the customer to exclusive or priority use of a communications channel or group of channels between or among termination points, regardless of the manner in which the channel or channels are connected, and includes switching capacity, extension lines, stations, and any

other associated services that are provided in connection with the use of the channel or channels.

“Service address” means:

(1) The location of the telecommunications equipment to which a customer’s call is charged and from which the call originates or terminates, regardless of where the call is billed or paid;

(2) If the location in paragraph (1) is not known, service address means the origination point of the signal of the telecommunications service first identified by either the seller’s telecommunications system or in information received by the seller from its service provider, where the system used to transport the signals is not that of the seller; or

(3) If the location in paragraphs (1) and (2) are not known, service address means the location of the customer’s place of primary use.

§237-E Telecommunications sourcing definitions. Effective January 1, 2008, for the purpose of section 237-C, the following definitions shall apply:

“Air-to-ground radiotelephone service” means a radio service, as that term is defined in 47 C.F.R. 22.99, in which common carriers are authorized to offer and provide radio telecommunications service for hire to subscribers in aircraft.

“Call-by-call basis” means any method of charging for telecommunications services where the price is measured by individual calls.

“Communications channel” means a physical or virtual path of communications over which signals are transmitted between or among customer channel termination points.

“Customer”:

(1) Means the person or entity that contracts with the seller of telecommunications services. If the end user of telecommunications services is not the contracting party, the end user of the telecommunications service is the customer of the telecommunications service, but this sentence only applies for the purpose of sourcing sales of telecommunications services under section 237-C;

(2) Does not include a reseller of telecommunications service or for mobile telecommunications service of a serving carrier under an agreement to serve the customer outside the home service provider’s licensed service area.

“Customer channel termination point” means the location where the customer either inputs or receives the communications.

“End user” means the person who utilizes the telecommunications service. In the case of an entity, “end user” means the individual who utilizes the service on behalf of the entity.

“Home service provider” has the same meaning as that term is defined in section 124(5) of Public Law 106-252 (Mobile Telecommunications Sourcing Act).

“Mobile telecommunications service” has the same meaning as that term is defined in section 124(7) of Public Law 106-252 (Mobile Telecommunications Sourcing Act).

“Place of primary use” means the street address representative of where the customer’s use of the telecommunications service primarily occurs, which shall be the residential street address or the primary business street address of the customer. In the case of mobile telecommunications services, “place of primary use” shall be within the licensed service area of the home service provider.

“Post-paid calling service” means the telecommunications service obtained by making a payment on a call-by-call basis either through the use of a credit card or payment mechanism such as a bank card, travel card, credit card, or debit card, or by charge made to a telephone number that is not associated with the origination or termination of the telecommunications service. A post-paid calling service includes a

telecommunications service, except a prepaid wireless calling service, that would be a prepaid calling service except it is not exclusively a telecommunications service.

“Prepaid calling service” means the right to access exclusively telecommunications services, which must be paid for in advance and that enables the origination of calls using an access number or authorization code, whether manually or electronically dialed, and that is sold in predetermined units or dollars of which the number declines with use in a known amount.

“Prepaid wireless calling service” means a telecommunications service that provides the right to utilize mobile wireless service as well as other non-telecommunications services, including the download of digital products delivered electronically, content and ancillary services, which must be paid for in advance that is sold in predetermined units or dollars of which the number declines with use in a known amount.

“Private communication service” means a telecommunications service that entitles the customer to exclusive or priority use of a communications channel or group of channels between or among termination points, regardless of the manner in which the channel or channels are connected, and includes switching capacity, extension lines, stations, and any other associated services that are provided in connection with the use of the channel or channels.

“Service address” means:

- (1) The location of the telecommunications equipment to which a customer’s call is charged and from which the call originates or terminates, regardless of where the call is billed or paid;
- (2) If the location in paragraph (1) is not known, service address means the origination point of the signal of the telecommunications service first identified by either the seller’s telecommunications system or in information received by the seller from its service provider, where the system used to transport the signals is not that of the seller; or
- (3) If the location in paragraphs (1) and (2) are not known, service address means the location of the customer’s place of primary use.

§237-F Deduction for bad debts. (a) A seller shall be allowed a deduction from taxable sales for bad debts. A seller may deduct the amount of bad debts from the seller’s gross sales, rentals, or services used for the computation of the tax. The amount of gross sales, rentals, or services deducted shall be charged off as uncollectible on the books and records of the seller at the time the debt becomes worthless and deducted on the return for the period during which the bad debt is written off as uncollectible in the claimant’s books and records and shall be eligible to be deducted for federal income tax purposes.

For the purposes of this section, a claimant who is not required to file a federal income tax return may deduct a bad debt on a return filed for the period in which the bad debt becomes worthless and is written off as uncollectible in the claimant’s books and records and would be eligible for a bad debt deduction for federal income tax purposes if the claimant was required to file a federal income tax return.

If a consumer or other person pays all or part of a bad debt with respect to which a seller claimed a deduction under this section, the seller is liable for the amount of taxes deducted in connection with that portion of the debt for which payment is received and shall remit these taxes in the seller’s next payment to the department. Any payments made on a bad debt shall be applied proportionally first to the taxable price of the property and the tax on the property and second to any interest, service, or other charge.

(b) Any claim for a bad debt deduction under this section shall be supported by evidence required by the department. The department shall review any change in the rate of taxation applicable to any taxable sales, rentals, or services by a seller

claiming a deduction pursuant to this section and shall ensure that the deduction on any bad debt does not result in the seller claiming the deduction recovering any more or less than the taxes imposed on the sale, rental, or service that constitutes the bad debt.

(c) If a certified service provider assumed filing responsibility under the streamlined sales and use tax administration act, the certified service provider may claim, on behalf of the seller, any bad debt allowable to the seller and shall credit or refund that amount of bad debt allowed or refunded to the seller.

(d) If the books and records of a seller who, under the streamlined sales and use tax administration act claims a bad debt allowance, support an allocation of the bad debts among member states of that agreement, the seller may allocate the bad debt.

(e) As used in this section, “bad debt” means any portion of a debt resulting from a seller’s collection of the use tax under the streamlined sales and use tax administration act on the purchase of tangible personal property or services that is not otherwise deductible or excludable and that is eligible to be claimed, or could be eligible to be claimed if the seller kept accounts on an accrual basis, as a deduction pursuant to section 166 of the Internal Revenue Code, 26 U.S.C. section 166. A bad debt does not include any of the following:

- (1) Interest, finance charge, or use tax on the purchase price;
- (2) Uncollectible amounts on property that remains in the possession of the seller until the full purchase price is paid;
- (3) Expenses incurred in attempting to collect any account receivable or any portion of the debt recovered;
- (4) Any accounts receivable that have been sold to and remain in the possession of a third party for collection; or
- (5) Repossessed property.

§237-G Direct mail sourcing. (a) Notwithstanding the general sourcing provisions of section 237-A, a purchaser of direct mail who is not a holder of a direct pay permit shall provide to the seller, in conjunction with the purchase, either a direct mail form or information to show the jurisdictions to which the direct mail is delivered to recipients.

Upon receipt of the direct mail form, the seller shall be relieved of all obligations to collect, pay, or remit the applicable tax and the purchaser shall be obligated to pay or remit the applicable tax on a direct pay basis. A direct mail form shall remain in effect for all future sales of direct mail by the seller to the purchaser until it is revoked in writing.

Upon receipt of information from the purchaser showing the jurisdictions to which the direct mail is delivered to recipients, the seller shall collect the tax according to the delivery information provided by the purchaser. In the absence of bad faith, the seller shall be relieved of any further obligation to collect tax on any transaction for which the seller has collected tax pursuant to the delivery information provided by the purchaser.

(b) If the purchaser of direct mail does not have a direct pay permit and does not provide the seller with either a direct mail form or delivery information as required under subsection (a), the seller shall collect the tax. Nothing in this subsection shall limit a purchaser’s obligation for sales or use tax to any state to which the direct mail is delivered.

(c) If a purchaser of direct mail provides the seller with documentation of direct pay authority, the purchaser shall not be required to provide a direct mail form or delivery information to the seller.

Receipts from sales of direct mail for distribution to out-of-state recipients and receipts from sales of direct-mail processing services in connection with distribution of direct mail to out-of-state recipients shall be exempt from taxation under this chapter. The exemption provided by this section shall apply to

receipts from charges for the printing or production of direct mail, whether prepared in or shipped into Hawaii, after preparation, and stored for subsequent shipment to out-of-state customers. The direct mail processing services exemption provided under this section shall apply to receipts from charges for all direct mail processing services for distribution to out-of-state recipients, including but not limited to preparing and maintaining mailing lists, addressing, separating, folding, inserting, sorting, and packaging direct mail materials, and transporting the direct mail to the point of shipment by the mail service or other carrier.”

SECTION 19. Section 237-1, Hawaii Revised Statutes, is amended by adding five new definitions to be appropriately inserted and to read as follows:

““Delivery charges” means charges by the seller for preparation and delivery to a location designated by the purchaser of personal property or services, including but not limited to transportation, shipping, postage, handling, crating, and packing. If a shipment includes both exempt and taxable property, the seller shall allocate the delivery charge by using:

- (1) A percentage based on the total sales price of the taxable property compared to the total sales price of all property in the shipment; or
- (2) A percentage based on the total weight of the taxable property compared to the total weight of all property in the shipment.

“Direct mail”:

- (1) Means printed material delivered or distributed by United States mail or other delivery service to a mass audience or to addresses on a mailing list provided by the purchaser, or at the direction of the purchaser, in cases in which the cost of the items are not billed directly to the recipients;
- (2) Includes tangible personal property supplied directly or indirectly by the purchaser to the direct mail seller for inclusion in the package containing the printed material;
- (3) Does not include multiple items of printed material.

“Lease or rental”:

- (1) After _____, means any transfer of possession or control of tangible personal property for a fixed or indeterminate term for consideration;
- (2) May include future options to purchase or extend;
- (3) Does not include:
 - (A) A transfer of possession or control of property under a security agreement or deferred payment plan that requires the transfer of title upon completion of the required payments;
 - (B) A transfer of possession or control of property under an agreement that requires the transfer of title upon completion of required payments and payment of an option price that does not exceed the greater of \$100 or one per cent of the total required payments;
 - (C) Providing tangible personal property along with an operator for a fixed or indeterminate period of time. A condition of this exclusion is that the operator is necessary for the equipment to perform as designed. For the purpose of this subparagraph, an operator shall do more than maintain, inspect, or set-up the tangible personal property; or
 - (D) Agreements covering motor vehicles and trailers where the amount of consideration may be increased or decreased by reference to the amount realized upon sale or disposition of the property as defined in 26 U.S.C. section 7701(h)(1).

For the purposes of this chapter, the definition of “lease or rental” shall be used regardless of whether a transaction is characterized as a lease or rental under generally accepted

accounting principles, the federal Internal Revenue Code, or other provisions of federal, state, or local law.

“Sales price” applies to the measure subject to tax and means the total amount of consideration, including cash, credit, property, and services for which personal property or services are sold, leased, rented, or valued in money, whether money is received or otherwise, without any deduction for the following:

- (1) The seller’s cost of the property sold;
- (2) The cost of the materials used, labor or service cost, losses, all costs of transportation to the seller, all taxes imposed on the seller, and any other expense of the seller;
- (3) Charges by the seller for any services necessary to complete the sale, other than delivery and installation charges;
- (4) Delivery and installation charges; or
- (5) Installation charges.

“Tangible personal property” means personal property that can be seen, weighed, measured, felt, or touched, or that is in any manner perceptible to the senses. Tangible personal property includes gas, steam, and prewritten computer software.”

SECTION 20. Chapter 255D, Hawaii Revised Statutes, is amended by adding nine new sections to be appropriately designated and to read as follows:

“**§255D-A Relief from certain liability.** All sellers and certified service providers as defined in section 255D-2 using databases pursuant to section 255D-D(f) and (g) shall be relieved from liability to the state and local jurisdictions for having charged and collected the incorrect amount of general excise or use tax resulting from the seller or certified service provider relying on erroneous data provided by the state on tax rates, boundaries, or taxing jurisdiction assignments.

§255D-B Rounding rule. For the purpose of calculating the amount of the general excise or use tax:

- (1) The tax computation shall be carried to the third decimal place; and
- (2) The tax shall be rounded to a whole cent using a method that rounds up to the next cent whenever the third decimal place is greater than four.

Sellers may elect to compute the tax due on a transaction on an item or an invoice basis, and shall allow the rounding rule to be applied to the aggregated state and local taxes.

§255D-C Amnesty for registration under this chapter.

(a) The department shall provide amnesty for uncollected or unpaid general excise tax under chapter 237 or use tax under chapter 238, including any county surcharge, to a seller who registers to pay or to collect and remit applicable general excise or use tax on sales made to purchasers in the State in accordance with the terms of the streamlined sales and use tax agreement, provided that the seller was not so registered in the State in the twelve-month period preceding the effective date of the State’s participation in the streamlined sales and use tax agreement.

(b) The amnesty shall preclude assessment for uncollected or unpaid general excise tax under chapter 237 or use tax under chapter 238 together with penalty or interest for sales made during the period the seller was not registered in the State, provided registration occurs within twelve months of the effective date of the State’s participation in the streamlined sales and use tax agreement.

(c) The amnesty shall not be available to a seller with respect to any matter or matters for which the seller received notice of the commencement of an audit and the audit is not yet finally resolved including any related administrative and judicial processes.

(d) The amnesty shall not be available for general excise or use taxes already paid or remitted to the State or to taxes collected by the seller.

(e) The amnesty shall be fully effective, absent the seller’s fraud or intentional misrepresentation of a material fact, as long

as the seller continues registration and continues payment or collection and remittance of applicable general excise or use taxes for a period of at least thirty-six months. The statute of limitations is tolled with respect to asserting a tax liability during this thirty-six month period.

(f) The amnesty shall only apply to general excise or use taxes due from a seller in its capacity as a seller and not to sales or use taxes due from a seller in its capacity as a buyer.

§255D-D Local rate and boundary changes. (a) Any rate changes by a county shall be effective only on the first day of a calendar quarter after a minimum of sixty days notice to sellers.

(b) Any county tax rate changes to purchases from printed catalogs wherein the purchaser computed the tax based upon county tax rates published in the catalog shall be effective only on the first day of a calendar quarter after a minimum of one hundred twenty days notice to sellers.

(c) For general excise and use tax purposes only, local jurisdiction boundary changes apply only on the first day of a calendar quarter after a minimum of sixty days notice to sellers.

(d) The department of taxation shall provide and maintain a database that describes boundary changes for all taxing jurisdictions. The database shall include a description of the change and the effective date of the change for general excise tax under chapter 237 and use tax under chapter 238 purposes.

(e) The department of taxation shall provide and maintain a database of all general excise tax rates under chapter 237 and use tax rates under chapter 238 for all of the jurisdictions levying taxes within the State. For the identification of states, counties, and cities, codes corresponding to the rates shall be provided according to Federal Information Processing Standards as developed by the National Institute of Standards and Technology. For the identification of all other jurisdictions, codes corresponding to the rates shall be in the format determined by the Streamlined Sales Tax Governing Board, Incorporated.

(f) The department of taxation shall provide and maintain a database that assigns each five digit and nine digit zip code within the State to the proper tax rates and jurisdictions. The department of taxation shall apply the lowest combined tax rate imposed in the zip code area if the area includes more than one tax rate in any level of taxing jurisdictions. If a nine digit zip code designation is not available for a street address or if a seller or certified service provider is unable to determine the nine digit zip code designation of a purchaser after exercising due diligence to determine the designation, the seller or certified service provider may apply the rate for the five digit zip code area. For the purposes of this section, there is a rebuttable presumption that a seller or certified service provider has exercised due diligence if the seller has attempted to determine the nine digit zip code designation by utilizing software approved by the Streamlined Sales Tax Governing Board, Incorporated, that makes this designation from the street address and the five digit zip code of the purchaser.

(g) The State shall participate with other states in the development of an address-based system for assigning taxing jurisdictions. The system shall meet the requirements developed pursuant to the federal Mobile Telecommunications Sourcing Act (4 U.S.C. Sec. 119(a)). If any state develops an address-based assignment system pursuant to the Mobile Telecommunications Sourcing Act, a seller may use that system in place of the system provided for in subsection (e) of this section.

§255D-E Certified service provider; agent of the seller.

(a) A certified service provider is the agent of a seller, with whom the certified service provider has contracted for the collection and remittance of general excise and use taxes. As the seller's agent, the certified service provider is liable for general excise and use tax due to the State on all sales transactions it processes for the seller unless the seller made a material misrepresentation or committed fraud.

(b) A seller that uses a certified automated system is responsible and is liable to the State for reporting and remitting tax.

§255D-F Confidentiality of records. (a) Except as provided in subsection (c), a certified service provider shall not retain or disclose the personally identifiable information of consumers. A certified service provider's system shall be designed and tested to ensure the privacy of consumers by protecting their anonymity.

(b) A certified service provider shall provide clear and conspicuous notice of its information practices to consumers, including but not limited to what information it collects, how it collects the information, how it uses the information, how long it retains the information, and whether it discloses the information to member states.

(c) A certified service provider's retention or disclosure to member states of personally identifiable information is limited to that required to ensure the validity of exemptions claimed because of a consumer's status or intended use of the goods or services purchased.

(d) A certified service provider shall provide the necessary technical, physical, and administrative safeguards to protect personally identifiable information from unauthorized access and disclosure.

(e) The privacy policy required under this section shall be subject to enforcement by the attorney general.

(f) If personally identifiable information is retained by the State for the purpose of subsection (c), in the absence of exigent circumstances, a person shall be afforded reasonable access to their own data, with a right to correct inaccurately recorded data.

(g) The agreement does not enlarge or limit the State's authority to do any of the following:

- (1) Conduct audits or other reviews as provided under the agreement or the State's law;
- (2) Provide records pursuant to the State's freedom of information act, disclosure laws with governmental agencies, or other regulations;
- (3) Prevent, consistent with the State's law, disclosures of confidential taxpayer information;
- (4) Prevent, consistent with federal law, disclosures or misuse of federal return information obtained under a disclosure agreement with the Internal Revenue Service; or
- (5) Collect, disclose, disseminate, or otherwise use anonymous data for governmental purposes.

(h) The department shall publish on the department's website the State's policy relating to the collection, use, and retention of personally identifiable information obtained from a certified service provider under subsection (c).

(i) The department shall destroy personally identifiable information obtained from a certified service provider when the information is no longer required for purposes under subsection (c).

(j) If a person other than a member state or person authorized by a member state's law or the agreement seeks to discover personally identifiable information about an individual from the State, the department shall make a reasonable and timely effort to notify that individual of the request.

(k) As used in this section, "personally identifiable information" means information that identifies a specific person.

§255D-G Liability for uncollected tax. (a) A seller registered under the agreement is not liable for any uncollected or nonremitted tax on transactions with purchasers in the State before the date of registration if the seller was not licensed or registered under chapter 237 in the twelve-month period preceding the effective date of the State's participation in the agreement. The seller is also not responsible for any penalty or interest that may be due on those transactions. This subsection applies only if the seller is registered in this State within twelve

months of the effective date of this State's participation in the agreement.

(b) Subsection (a) does not apply to:

- (1) Any tax liability of the registered seller for transactions that are subject to general excise or use tax in the state in which the registered seller is the purchaser;
- (2) Any general excise or use taxes already paid or remitted to the State or to taxes collected by the seller; and
- (3) Any transactions for which the seller received notice of the commencement of an audit and the audit is not finally resolved, including related administrative or judicial processes.

(c) Subsection (a) applies to the seller absent the seller's fraud or intentional misrepresentation of a material fact only if the seller continues to be registered under the agreement and continues collection and remittance of applicable general excise and use taxes in the State for at least thirty-six months. The statute of limitations applicable to assessing a tax liability is tolled during this thirty-six-month period.

§255D-H Rate changes. (a) The department shall publish on its website a notification to sellers registered under the agreement of a change in rate or tax base within five business days of receiving notice of the changes to the tax rate or base or of an amendment to general excise and use tax rules. Whenever possible, a rate or tax base change should occur on the first day of a calendar quarter.

(b) The failure of a seller to receive notice under subsection (a) does not relieve the seller of its obligation to collect the general excise or use tax.

(c) The department shall complete a taxability matrix as provided for under section 328 of the agreement, maintain it in a database in a downloadable format approved by the Streamlined Sales Tax Governing Board, Incorporated, and provide notice of changes in the matrix.

§255D-I Customer refund procedures. A cause of action against a seller for overcollected general excise or use taxes does not accrue until sixty days after a purchaser has provided written notice to a seller. The purchaser shall provide in the notice sufficient information to determine the validity of the request. In matters relating to the request, a seller is presumed to have a reasonable business practice if in the collection of general excise or use tax, the seller has a certified service provider or a system, including a proprietary system, certified by the department, and has remitted to this State all taxes collected, less any deductions, credits, or collection allowances."

SECTION 21. Section 237-3, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

"(a) "Gross income" means the gross receipts, cash or accrued, of the taxpayer received as compensation for personal services and the gross receipts of the taxpayer derived from trade, business, commerce, or sales and the value proceeding or accruing from the sale of tangible personal property, or service, or both, and all receipts, actual or accrued as hereinafter provided, by reason of the investment of the capital of the business engaged in, including interest, discount, rentals, royalties, fees, or other emoluments however designated and without any deductions on account of the cost of property sold, the cost of materials used, labor cost, taxes, royalties, interest, or discount paid or any other expenses whatsoever. Every taxpayer shall be presumed to be dealing on a cash basis unless the taxpayer proves to the satisfaction of the department of taxation that the taxpayer is dealing on an accrual basis and the taxpayer's books are so kept, or unless the taxpayer employs or is required to employ the accrual basis for the purposes of the tax imposed by chapter 235 for any taxable year in which event the taxpayer shall report the taxpayer's gross income for the purposes of this chapter on the accrual basis for the same period.

"Gross proceeds of sale" means the ~~[value actually proceeding from the sale of tangible personal property without any deduction on account of the cost of property sold or expenses of any kind.] sales price."~~

SECTION 22. Section 237-8.6, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

"(a) The county surcharge on state tax, upon the adoption of county ordinances and in accordance with the requirements of section 46-16.8, shall be levied, assessed, and collected as provided in this section on all gross proceeds and gross income taxable under this chapter. No county shall set the surcharge on state tax at a rate greater than one-half of one per cent of all gross proceeds and gross income taxable under this chapter. All provisions of this chapter shall apply to the county surcharge on state tax. With respect to the surcharge, the director of taxation shall have all the rights and powers provided under this chapter. No county shall conduct an independent tax audit of sellers registered under the streamlined sales tax agreement. In addition, the director of taxation shall have the exclusive rights and power to determine the county or counties in which a person is engaged in business and, in the case of a person engaged in business in more than one county, the director shall determine, through apportionment or other means, that portion of the surcharge on state tax attributable to business conducted in each county."

SECTION 23. Section 237-9, Hawaii Revised Statutes, is amended to read as follows:

"§237-9 Licenses; penalty. (a) Except as provided in this section, any person who has a gross income or gross proceeds of sales or value of products upon which a privilege tax is imposed by this chapter, as a condition precedent to engaging or continuing in ~~[such]~~ the business, shall in writing apply for and obtain from the department of taxation, upon a one-time payment of the sum of \$20, a license to engage in and to conduct such business, upon condition that the person shall pay the taxes accruing to the State under this chapter, and the person shall thereby be duly licensed to engage in and conduct the business. Any person licensed or holding a license under this chapter before January 1, 1990, shall pay a one-time license renewal fee of \$20 on or before January 31, 1990, as a condition precedent to engaging or continuing in business. The license shall not be transferable and shall be valid only for the person in whose name it is issued and for the transaction of business at the place designated therein. The license may be inspected and examined, and shall at all times be conspicuously displayed at the place for which it is issued.

A seller registered under the streamlined sales and use tax agreement who is not otherwise obligated to obtain a license in the State is not required to obtain a license because of that registration.

(b) Licenses and applications therefor shall be in such form as the department shall prescribe, except that where the licensee is engaged in two or more forms of business of different classification, the license shall so state on its face. The license provided for by this section shall be effective until canceled in writing. Any application for the reissuance of a previously canceled license identification number after December 31, 1989, shall be regarded as a new license application and subject to the payment of the one-time license fee of \$20. The director may revoke or cancel any license issued under this chapter for cause as provided by rules adopted pursuant to chapter 91.

(c) If the license fee is paid, the department shall not refuse to issue a license or revoke or cancel a license for the exercise of a privilege protected by the First Amendment of the Constitution of the United States, or for the carrying on of interstate or foreign commerce, or for any privilege the exercise of which, under the Constitution and laws of the United States, cannot be restrained on account of nonpayment of taxes, nor shall section 237-46 be invoked to restrain the exercise of such a privilege, or the carrying on of ~~[such]~~ interstate or foreign commerce.

(d) The director may permit a person engaged in network marketing, multi-level marketing, or other similar business to obtain the license required under this section for purposes of becoming a tax collection agent on behalf of its direct sellers. The tax collection agent shall report, collect, and pay over the taxes due under this chapter and chapter 238 on behalf of its direct sellers who are covered by the tax collection agreement. The tax collection agent's direct sellers shall be deemed to be licensed under this chapter; provided that the licensure shall apply solely to the business activity conducted directly through the marketing arrangement. Under this section, a tax collection agent shall:

- (1) Notify all of its direct sellers making sales in the State that it has been designated to collect, report, and pay over the tax imposed by this chapter and chapter 238 on their behalf on the business activity conducted through the marketing arrangement;
- (2) If required by the director as a condition of obtaining the license, furnish with the annual return, a list (including identification numbers) of all direct sellers for the taxable year who have been provided (by the tax collection agent) information returns required under section 6041A of the Internal Revenue Code of 1986, as amended, and any other information that is relevant to ensure proper payment of taxes due under this section; and
- (3) Be personally liable for the taxes due and collected under the tax collection agreement if taxes are collected, but not reported or paid, together with penalties and interest as provided by law.

(e) The director may authorize a person to assume the obligation of self-accurring and remitting tax due on purchases or leases directly to the department under a direct payment authorization, if the following conditions are met:

- (1) The authorization is to be used for the purchase or lease of tangible personal property or services;
- (2) The authorization is necessary because it is either impractical at the time of acquisition to determine the manner in which the tangible personal property or services will be used or it will facilitate improved compliance with the tax laws of the State; and
- (3) The person requesting authorization for direct payment maintains accurate and complete records of all purchases or leases and uses of tangible personal property or services purchased pursuant to the direct payment authorization in a form acceptable to the department.

The department may identify items that are not eligible for a direct payment authorization.

~~(e)~~ (f) For the purposes of this section:

"Consumer product" shall include tangible consumer products and intangible consumer services.

"Direct seller" means any person who is engaged in the trade or business of selling (or soliciting the sale of) consumer products:

- (1) To any buyer on a buy-sell basis, a deposit-commission basis, or any similar basis, that the director prescribes by rule adopted pursuant to chapter 91, for resale other than in a permanent retail establishment;
- (2) Other than in a permanent retail establishment; provided that:
 - (A) Substantially all the remuneration (whether or not paid in cash) for the sale of consumer products is directly related to sales or other output rather than to the number of hours worked; and
 - (B) The sales of consumer products by the person are performed pursuant to a written contract that provides that the person will not be treated as an employee with respect to those sales for federal or state tax purposes.

"Direct seller" includes individuals who realize remuneration dependent on the productivity of other individuals in the marketing arrangement.

"Network marketing" or "multi-level marketing" means a marketing arrangement in which consumer products are distributed and sold to or through direct sellers."

SECTION 24. Section 237-13, Hawaii Revised Statutes, is amended to read as follows:

"§237-13 Imposition of tax. There is hereby levied and shall be assessed and collected annually privilege taxes against persons on account of their business and other activities in the State measured by the application of rates against values of products, gross proceeds of sales, or gross income, whichever is specified, as follows:

~~(1) Tax on manufacturers.~~

~~(A) Upon every person engaging or continuing within the State in the business of manufacturing, including compounding, canning, preserving, packing, printing, publishing, milling, processing, refining, or preparing for sale, profit, or commercial use, either directly or through the activity of others, in whole or in part, any article or articles, substance or substances, commodity or commodities, the amount of the tax to be equal to the value of the articles, substances, or commodities, — manufactured, — compounded, — canned, — preserved, — packed, — printed, — milled, — processed, — refined, — or prepared for sale, as shown by the gross proceeds derived from the sale thereof by the manufacturer or person compounding, preparing, or printing them, multiplied by one-half of one per cent.~~

~~(B) The measure of the tax on manufacturers is the value of the entire product for sale, regardless of the place of sale or the fact that deliveries may be made to points outside the State.~~

~~(C) If any person liable for the tax on manufacturers ships or transports the person's product, or any part thereof, out of the State, whether in a finished or unfinished condition, or sells the same for delivery to points outside the State (for example, consigned to a mainland purchaser via common carrier f.o.b. Honolulu), the value of the products in the condition or form in which they exist immediately before entering interstate or foreign commerce, determined as hereinafter provided, shall be the basis for the assessment of the tax imposed by this paragraph. This tax shall be due and payable as of the date of entry of the products into interstate or foreign commerce, whether the products are then sold or not. The department shall determine the basis for assessment, as provided by this paragraph, as follows:~~

~~(i) If the products at the time of their entry into interstate or foreign commerce already have been sold, the gross proceeds of sale, less the transportation expenses, if any, incurred in realizing the gross proceeds for transportation from the time of entry of the products into interstate or foreign commerce, including insurance and storage in transit, shall be the measure of the value of the products;~~

~~(ii) If the products have not been sold at the time of their entry into interstate or foreign commerce, and in cases governed by clause (i) in which the products are sold under circumstances such that the gross proceeds of sale are not indicative of the true value of the products, the value of the products constituting the basis for assessment shall~~

correspond as nearly as possible to the gross proceeds of sales for delivery outside the State, adjusted as provided in clause (i), or if sufficient data are not available, sales in the State, of similar products of like quality and character and in similar quantities, made by the taxpayer (unless not indicative of the true value) or by others. Sales outside the State, adjusted as provided in clause (i), may be considered when they constitute the best available data. The department shall prescribe uniform and equitable rules for ascertaining the values;

- (iii) At the election of the taxpayer and with the approval of the department, the taxpayer may make the taxpayer's returns under clause (i) even though the products have not been sold at the time of their entry into interstate or foreign commerce; and
- (iv) In all cases in which products leave the State in an unfinished condition, the basis for assessment shall be adjusted so as to deduct the portion of the value as is attributable to the finishing of the goods outside the State.

(2) (1) Tax on business of selling tangible personal property[; producing]:

(A) Upon every person engaging or continuing in the business of selling any tangible personal property [whatsoever] (not including, however, bonds or other evidence of indebtedness, or stocks), unless subject to chapter A, there is [likewise] hereby levied, and shall be assessed and collected, a tax equivalent to four per cent of the gross proceeds of sales of the business; [provided that insofar as the sale of tangible personal property is a wholesale sale under section 237-4(a)(8)(B), the sale shall be subject to section 237-13.3. Upon every person engaging or continuing within this State in the business of a producer, the tax shall be equal to one-half of one per cent of the gross proceeds of sales of the business, or the value of the products, for sale, if sold for delivery outside the State or shipped or transported out of the State, and the value of the products shall be determined in the same manner as the value of manufactured products covered in the cases under paragraph (1)(C);]

(B) Gross proceeds of sales of tangible property, unless subject to chapter A, in interstate and foreign commerce shall constitute a part of the measure of the tax imposed on persons in the business of selling tangible personal property, to the extent, under the conditions, and in accordance with the provisions of the Constitution of the United States and the Acts of the Congress of the United States [which] that may be now in force or may be hereafter adopted, and whenever there occurs in the State an activity to which, under the Constitution and Acts of Congress, there may be attributed gross proceeds of sales, the gross proceeds shall be so attributed[;]

(C) No manufacturer or producer, engaged in such business in the State and selling the manufacturer's or producer's products for delivery outside of the State (for example, consigned to a mainland purchaser via common carrier f.o.b. Honolulu), shall be required to pay the tax imposed in this chapter for the privilege of so selling the products, and the value or gross

proceeds of sales of the products shall be included only in determining the measure of the tax imposed upon the manufacturer or producer.

(D) (C) When a manufacturer, or a producer[;] as defined under section A-3, engaged in [such] the business of manufacturing or producing in the State, also is engaged in selling the manufacturer's or producer's products in the State at wholesale[;] and taxed under chapter A, retail, or in any other manner, the tax for the privilege of engaging in the business of selling the products in the State shall apply to the manufacturer or producer as well as the tax for the privilege of manufacturing or producing in the State, and the manufacturer or producer shall make the returns of the gross proceeds of the wholesale, retail, or other sales required for the privilege of selling in the State, as well as making the returns of the value or gross proceeds of sales of the products required for the privilege of manufacturing or producing in the State. The manufacturer or producer shall pay the tax imposed in this chapter for the privilege of selling its products in the State, and the value or gross proceeds of sales of the products, thus subjected to tax, may be deducted insofar as duplicated as to the same products by the measure of the tax upon the manufacturer or producer for the privilege of manufacturing or producing in the State[;] under chapter A; provided that no producer of agricultural products who sells the products to a purchaser who will process the products outside the State shall be required to pay the tax imposed in this chapter for the privilege of producing or selling those products[;] and

(E) (D) A taxpayer selling to a federal cost-plus contractor may make the election provided for by paragraph [(3)(C);] (2)(C), and in that case the tax shall be computed pursuant to the election, notwithstanding this paragraph [or paragraph (1)] to the contrary[;]

(F) The department, by rule, may require that a seller take from the purchaser of tangible personal property a certificate, in a form prescribed by the department, certifying that the sale is a sale at wholesale; provided that:

- (i) Any purchaser who furnishes a certificate shall be obligated to pay to the seller, upon demand, the amount of the additional tax that is imposed upon the seller whenever the sale in fact is not at wholesale; and
- (ii) The absence of a certificate in itself shall give rise to the presumption that the sale is not at wholesale unless the sales of the business are exclusively at wholesale.

(3) (2) Tax upon contractors[;]

(A) Upon every person engaging or continuing within the State in the business of contracting, the tax shall be equal to four per cent of the gross income of the business[;]

(B) In computing the tax levied under this paragraph, there shall be deducted from the gross income of the taxpayer so much thereof as has been included in the measure of the tax levied under subparagraph (A) or section 237-16, on:

- (i) Another taxpayer who is a contractor, as defined in section 237-6;
- (ii) A specialty contractor, duly licensed by the department of commerce and consumer affairs pursuant to section 444-9, in respect of the specialty contractor's business; or

- (iii) A specialty contractor who is not licensed by the department of commerce and consumer affairs pursuant to section 444-9, but who performs contracting activities on federal military installations and nowhere else in this State;

provided that any person claiming a deduction under this paragraph shall be required to show in the person's return the name and general excise number of the person paying the tax on the amount deducted by the person[-];
 - (C) In computing the tax levied under this paragraph against any federal cost-plus contractor, there shall be excluded from the gross income of the contractor so much thereof as fulfills the following requirements:
 - (i) The gross income exempted shall constitute reimbursement of costs incurred for materials, plant, or equipment purchased from a taxpayer licensed under this chapter, not exceeding the gross proceeds of sale of the taxpayer on account of the transaction; and
 - (ii) The taxpayer making the sale shall have certified to the department that the taxpayer is taxable with respect to the gross proceeds of the sale, and that the taxpayer elects to have the tax on gross income computed the same as upon a sale to the state government[-];
 - (D) A person who, as a business or as a part of a business in which the person is engaged, erects, constructs, or improves any building or structure, of any kind or description, or makes, constructs, or improves any road, street, sidewalk, sewer, or water system, or other improvements on land held by the person (whether held as a leasehold, fee simple, or otherwise), upon the sale or other disposition of the land or improvements, even if the work was not done pursuant to a contract, shall be liable to the same tax as if engaged in the business of contracting, unless the person shows that at the time the person was engaged in making the improvements the person intended, and for the period of at least one year after completion of the building, structure, or other improvements the person continued to intend to hold and not sell or otherwise dispose of the land or improvements. The tax in respect of the improvements shall be measured by the amount of the proceeds of the sale or other disposition that is attributable to the erection, construction, or improvement of [sueh] the building or structure, or the making, constructing, or improving of the road, street, sidewalk, sewer, or water system, or other improvements. The measure of tax in respect of the improvements shall not exceed the amount [which] that would have been taxable had the work been performed by another, subject as in other cases to the deductions allowed by subparagraph (B). Upon the election of the taxpayer, this paragraph may be applied notwithstanding that the improvements were not made by the taxpayer, or were not made as a business or as a part of a business, or were made with the intention of holding the same. However, this paragraph shall not apply in respect of any proceeds that constitute or are in the nature of rent; all [sueh] gross income shall be taxable under paragraph [(9):] (6); provided that insofar as the business of renting or leasing real property under a lease is taxed under section 237-16.5, the tax shall be levied by section 237-16.5[-];
- [(4)] (3) Tax upon theaters, amusements, radio broadcasting stations, etc.;
 - [(A)] Upon every person engaging or continuing within the State in the business of operating a theater, opera house, moving picture show, vaudeville, amusement park, dance hall, skating rink, radio broadcasting station, or any other place at which amusements are offered to the public, unless taxed under section A-6, the tax shall be equal to four per cent of the gross income of the business[-; and in the case of a sale of an amusement at wholesale under section 237-4(a)(13), the tax shall be subject to section 237-13.3.
 - [(B)] ~~The department may require that the person rendering an amusement at wholesale take from the licensed seller a certificate, in a form prescribed by the department, certifying that the sale is a sale at wholesale; provided that:~~
 - (i) ~~Any licensed seller who furnishes a certificate shall be obligated to pay to the person rendering the amusement, upon demand, the amount of additional tax that is imposed upon the seller whenever the sale is not at wholesale; and~~
 - (ii) ~~The absence of a certificate in itself shall give rise to the presumption that the sale is not at wholesale unless the person rendering the sale is exclusively rendering the amusement at wholesale.];~~
 - [(5)] (4) Tax upon sales representatives, etc. Upon every person classified as a representative or purchasing agent under section 237-1, engaging or continuing within the State in the business of performing services for another, other than as an employee, there is likewise hereby levied and shall be assessed and collected a tax equal to four per cent of the commissions and other compensation attributable to the services so rendered by the person[-; unless taxable under chapter A or C;
 - [(6)] (5) Tax on service business[-];
 - (A) Upon every person engaging or continuing within the State in any service business or calling including professional services not otherwise specifically taxed under this chapter, chapter A, or chapter C, there is likewise hereby levied and shall be assessed and collected a tax equal to four per cent of the gross income of the business[-; and in the case of a wholesaler under section 237-4(a)(10), the tax shall be equal to one-half of one per cent of the gross income of the business. Notwithstanding the foregoing, a wholesaler under section 237-4(a)(10) shall be subject to section 237-13.3.
 - [(B)] ~~The department may require that the person rendering a service at wholesale take from the licensed seller a certificate, in a form prescribed by the department, certifying that the sale is a sale at wholesale; provided that:~~
 - (i) ~~Any licensed seller who furnishes a certificate shall be obligated to pay to the person rendering the service, upon demand, the amount of additional tax that is imposed upon the seller whenever the sale is not at wholesale; and~~
 - (ii) ~~The absence of a certificate in itself shall give rise to the presumption that the sale is not at wholesale unless the person rendering the sale is exclusively rendering services at wholesale.~~

- (C) Where any person engaging or continuing within the State in any service business or calling renders those services upon the order of or at the request of another taxpayer who is engaged in the service business and who, in fact, acts as or acts in the nature of an intermediary between the person rendering those services and the ultimate recipient of the benefits of those services, so much of the gross income as is received by the person rendering the services shall be subjected to the tax at the rate of one-half of one per cent and all of the gross income received by the intermediary from the principal shall be subjected to a tax at the rate of four per cent. Where the taxpayer is subject to both this subparagraph and to the lowest tax rate under subparagraph (A), the taxpayer shall be taxed under this subparagraph. This subparagraph shall be repealed on January 1, 2006.];
- [~~(D)~~] (B) Where any person is engaged in the business of selling interstate or foreign common carrier [telecommunication] telecommunications services within and without the State, other than as a home service provider, the tax shall be imposed on that portion of gross income received by a person from service which is originated or terminated in this State and is charged to a telephone number, customer, or account in this State notwithstanding any other state law (except for the exemption under section 237-23(a)(1)) to the contrary. If, under the Constitution and laws of the United States, the entire gross income as determined under this paragraph of a business selling interstate or foreign common carrier [telecommunication] telecommunications services cannot be included in the measure of the tax, the gross income shall be apportioned as provided in section 237-21; provided that the apportionment factor and formula shall be the same for all persons providing those services in the State[-];
- [~~(E)~~] (C) Where any person is engaged in the business of a home service provider, the tax shall be imposed on the gross income received or derived from providing interstate or foreign mobile telecommunications services to a customer with a place of primary use in this State when [sueh] the services originate in one state and terminate in another state, territory, or foreign country; provided that all charges for mobile telecommunications services [which] that are billed by or for the home service provider are deemed to be provided by the home service provider at the customer's place of primary use, regardless of where the mobile telecommunications originate, terminate, or pass through; provided further that the income from charges specifically derived from interstate or foreign mobile telecommunications services, as determined by books and records that are kept in the regular course of business by the home service provider in accordance with section 239-24, shall be apportioned under any apportionment factor or formula adopted under [section 237-13(6)(D)-] subparagraph (B). Gross income shall not include:
- (i) Gross receipts from mobile telecommunications services provided to a customer with a place of primary use outside this State;
 - (ii) Gross receipts from mobile telecommunications services that are subject to the tax imposed by chapter 239;
 - (iii) Gross receipts from mobile telecommunications services taxed under section 237-13.8; and
 - (iv) Gross receipts of a home service provider acting as a serving carrier providing mobile telecommunications services to another home service provider's customer.
- For the purposes of this paragraph, "charges for mobile telecommunications services", "customer", "home service provider", "mobile telecommunications services", "place of primary use", and "serving carrier" have the same meaning as in section 239-22[-]; and
- [~~(7)~~] Tax on producers. Upon every person engaged as a licensed producer pursuant to chapter 431, there is hereby levied and shall be assessed and collected a tax equal to 0.15 per cent of the commissions due to that activity.
- (8) Tax on receipts of sugar benefit payments. Upon the amounts received from the United States government by any producer of sugar (or the producer's legal representative or heirs), as defined under and by virtue of the Sugar Act of 1948, as amended, or other Acts of the Congress of the United States relating thereto, there is hereby levied a tax of one-half of one per cent of the gross amount received; provided that the tax levied hereunder on any amount so received and actually disbursed to another by a producer in the form of a benefit payment shall be paid by the person or persons to whom the amount is actually disbursed, and the producer actually making a benefit payment to another shall be entitled to claim on the producer's return a deduction from the gross amount taxable hereunder in the sum of the amount so disbursed. The amounts taxed under this paragraph shall not be taxable under any other paragraph, subsection, or section of this chapter.
- [~~(9)~~] (6) Tax on other business. Upon every person engaging or continuing within the State in any business, trade, activity, occupation, or calling not included in the preceding paragraphs or any other provisions of this chapter, there is likewise hereby levied and shall be assessed and collected, a tax equal to four per cent of the gross income thereof. In addition, the rate prescribed by this paragraph shall apply to a business taxable under one or more of the preceding paragraphs or other provisions of this chapter, as to any gross income thereof not taxed thereunder as gross income or gross proceeds of sales or by taxing an equivalent value of products, unless specifically exempted[-] or subject to tax under chapter A or chapter C."
- SECTION 25. Section 237-18, Hawaii Revised Statutes, amended to read as follows:
- "§237-18 Further provisions as to application of tax.** (a) Where a coin operated device produces gross income which is divided between the owner or operator of the device, on the one hand, and the owner or operator of the premises where the device is located, on the other hand, the tax imposed by this chapter shall apply to each [sueh] person with respect to the person's portion of the proceeds, and no more.
- (b) Where gate receipts or other admissions are divided between the person furnishing or producing a play, concert, lecture, athletic event, or similar spectacle (including any motion picture showing) on the one hand, and a promoter (including any proprietor or other operator of a motion picture house) offering the spectacle to the public, on the other hand, the tax imposed by this chapter, if the promoter is subject to the

tax imposed by this chapter, shall apply only to the promoter measured by the whole of the proceeds, and the promoter shall be authorized to deduct and withhold from the portion of the proceeds payable to the person furnishing or producing the spectacle the amount of the tax payable by the person upon such portion. No tax shall apply to a promoter with respect to ~~[such]~~ the portion of the proceeds as is payable to a person furnishing or producing the spectacle, who is exempted by section 237-23 from taxation upon ~~[such]~~ the activity.

~~[(e) Where, through the activity of a person taxable under section 237-13(6), a product has been milled, processed, or otherwise manufactured upon the order of another taxpayer who is a manufacturer taxable upon the value of the entire manufactured products, which consists in part of the value of the services taxable under section 237-13(6), so much gross income as is derived from the rendering of the services shall be subjected to tax on the person rendering the services at the rate of one-half of one per cent, and the value of the entire product shall be included in the measure of the tax imposed on the other taxpayer as elsewhere provided.~~

~~(d) Where, through the activity of a person taxable under section 237-13(6), there have been rendered to a cane planter services consisting in the harvesting or hauling of the cane, or consisting in road maintenance, under a contract between the person rendering the services and the cane planter, covering the services and also the milling of the sugar, the services of harvesting and hauling the cane and road maintenance shall be treated the same as the service of milling the cane, as provided by subsection (c), and the value of the entire product, manufactured or sold for the cane planter under the contract, shall be included in the measure of the tax imposed on the person as elsewhere provided.~~

~~[(e)] (c) Where [insurance agents, including general agents, subagents, or solicitors, who are not employees and are licensed pursuant to chapter 431, or] real estate brokers or salespersons, who are not employees and are licensed pursuant to chapter 467, produce commissions [which] that are divided between ~~[such general agents, subagents, or solicitors, or between such]~~ real estate brokers or salespersons, [as the case may be,] the tax levied under section ~~[237-13(6)]~~ 237-13(5) as to real estate brokers or salespersons~~[, or under section 237-13(7) as to insurance general agents, subagents, or solicitors]~~ shall apply to each ~~[such]~~ the person with respect to the person's portion of the commissions, and no more.~~

~~[(f)] (d) Where tourism related services are furnished through arrangements made by a travel agency or tour packager and the gross income is divided between the provider of the services and the travel agency or tour packager, the tax imposed by this chapter shall apply to each [such] person with respect to [such] the person's respective portion of the proceeds, and no more.~~

As used in this subsection "tourism related services" means catamaran cruises, canoe rides, dinner cruises, lei greetings, transportation included in a tour package, sightseeing tours not subject to chapter 239, admissions to luaus, dinner shows, extravaganzas, cultural and educational facilities, and other services rendered directly to the customer or tourist, but only if the providers of the services other than air transportation are subject to a four per cent tax under this chapter or chapter 239.

~~[(g)] (e) Where transient accommodations are furnished through arrangements made by a travel agency or tour packager at noncommissioned negotiated contract rates and the gross income is divided between the operator of transient accommodations on the one hand and the travel agency or tour packager on the other hand, the tax imposed by this chapter shall apply to each [such] person with respect to [such] the person's respective portion of the proceeds, and no more.~~

As used in this subsection, the words "transient accommodations" and "operator" shall be defined in the same manner as they are defined in section 237D-1.

~~[(h)] (f) Where the transportation of passengers or property is furnished through arrangements between motor carriers, and the gross income is divided between the motor carriers, any tax imposed by this chapter shall apply to each motor carrier with respect to each motor carrier's respective portion of the proceeds.~~

As used in this subsection:

"Carrier" means a person who engages in transportation, and does not include a person such as a freight forwarder or tour packager who provides transportation by contracting with others, except to the extent that ~~[such]~~ the person ~~[oneself]~~ engages in transportation.

"Contract carrier" means a person other than a public utility as defined under section 239-2 or taxicab, which under contracts or agreements, engages in the transportation of persons or property for compensation, by land, water, or air.

"Motor carrier" means a common carrier or contract carrier transporting persons or property for compensation on the public highways, other than a public utility as defined under section 239-2 or taxicab.

"Public highways" has the meaning defined by section 264-1 including both state and county highways, but operation upon rails shall not be deemed transportation on the public highways."

SECTION 26. Section 237-21, Hawaii Revised Statutes, is amended to read as follows:

"§237-21 Apportionment. If any person~~[, other than persons liable to the tax on manufacturers as provided by section 237-13(1);]~~ is engaged in business both within and without the State or in selling goods for delivery outside the State, and if under the Constitution or laws of the United States or section 237-29.5 the entire gross income of ~~[such]~~ the person cannot be included in the measure of this tax, there shall be apportioned to the State and included in the measure of the tax that portion of the gross income ~~[which] that~~ is derived from activities within the State, to the extent that the apportionment is required by the Constitution or laws of the United States or section 237-29.5. ~~[In the case of a tax upon the production of property in the State the apportionment shall be determined as in the case of the tax on manufacturers.]~~ In other cases, if and to the extent that the apportionment cannot be accurately made by separate accounting methods, there shall be apportioned to the State and included in the measure of this tax that proportion of the total gross income, so requiring apportionment, which the cost of doing business within the State, applicable to the gross income, bears to the cost of doing business both within and without the State, applicable to the gross income."

SECTION 27. Section 237-24, Hawaii Revised Statutes, is amended to read as follows:

"§237-24 Amounts not taxable. This chapter shall not apply to the following amounts:

- (1) Amounts received under life insurance policies and contracts paid by reason of the death of the insured;
- (2) Amounts received (other than amounts paid by reason of death of the insured) under life insurance, endowment, or annuity contracts, either during the term or at maturity or upon surrender of the contract;
- (3) Amounts received under any accident insurance or health insurance policy or contract or under workers' compensation acts or employers' liability acts, as compensation for personal injuries, death, or sickness, including also the amount of any damages or other compensation received, whether as a result of action or by private agreement between the parties on account of the personal injuries, death, or sickness;
- (4) The value of all property of every kind and sort acquired by gift, bequest, or devise, and the value of all property acquired by descent or inheritance;
- (5) Amounts received by any person as compensatory damages for any tort injury to the person, or to the person's character reputation, or received as

- compensatory damages for any tort injury to or destruction of property, whether as the result of action or by private agreement between the parties (provided that amounts received as punitive damages for tort injury or breach of contract injury shall be included in gross income);
- (6) Amounts received as salaries or wages for services rendered by an employee to an employer;
 - (7) Amounts received as alimony and other similar payments and settlements;
 - (8) Amounts collected by distributors as fuel taxes on "liquid fuel" imposed by chapter 243, and the amounts collected by ~~[such]~~ distributors as a fuel tax imposed by any Act of the Congress of the United States;
 - (9) Taxes on liquor imposed by chapter 244D on dealers holding permits under that chapter;
 - ~~[(10) The amounts of taxes on cigarettes and tobacco products imposed by chapter 245 on wholesalers or dealers holding licenses under that chapter and selling the products at wholesale;~~
 - ~~[(11) (10) Federal excise taxes imposed on articles sold at retail and collected from the purchasers thereof and paid to the federal government by the retailer;~~
 - ~~[(12) The amounts of federal taxes under chapter 37 of the Internal Revenue Code, or similar federal taxes, imposed on sugar manufactured in the State, paid by the manufacturer to the federal government;~~
 - ~~[(13) (11) [An amount up to, but not in excess of, \$2,000 a year of gross income] Amounts received by any blind, deaf, or totally disabled person engaging, or continuing, in any business, trade, activity, occupation, or calling within the State; a corporation all of whose outstanding shares are owned by an individual or individuals who are blind, deaf, or totally disabled; a general, limited, or limited liability partnership, all of whose partners are blind, deaf, or totally disabled; or a limited liability company, all of whose members are blind, deaf, or totally disabled;~~
 - ~~[(14) Amounts received by a producer of sugarcane from the manufacturer to whom the producer sells the sugarcane, where:~~
 - ~~(A) The producer is an independent cane farmer, so classed by the Secretary of Agriculture under the Sugar Act of 1948 (61 Stat. 922, Chapter 519) as the Act may be amended or supplemented;~~
 - ~~(B) The value or gross proceeds of sale of the sugar, and other products manufactured from the sugarcane, is included in the measure of the tax levied on the manufacturer under section 237-13(1) or (2);~~
 - ~~(C) The producer's gross proceeds of sales are dependent upon the actual value of the products manufactured therefrom or the average value of all similar products manufactured by the manufacturer; and~~
 - ~~(D) The producer's gross proceeds of sales are reduced by reason of the tax on the value or sale of the manufactured products;~~
 - ~~[(15) (12) Money paid by the State or eleemosynary child-placing organizations to foster parents for their care of children in foster homes; and~~
 - ~~[(16) (13) Amounts received by a cooperative housing corporation from its shareholders in reimbursement of funds paid by [such] the corporation for lease rental, real property taxes, and other expenses of operating and maintaining the cooperative land and improvements; provided that [such-a] the cooperative corporation is a corporation:~~
 - (A) Having one and only one class of stock outstanding;
 - (B) Each of the stockholders of which is entitled solely by reason of the stockholder's ownership of stock in the corporation, to occupy for dwelling purposes a house, or an apartment in a building owned or leased by the corporation; and
 - (C) No stockholder of which is entitled (either conditionally or unconditionally) to receive any distribution not out of earnings and profits of the corporation except in a complete or partial liquidation of the corporation."
- SECTION 28. Section 237-24.3, Hawaii Revised Statutes, is amended to read as follows:
- "§237-24.3 Additional amounts not taxable.** In addition to the amounts not taxable under section 237-24, this chapter shall not apply to:
- (1) Amounts received from the loading, transportation, and unloading of agricultural commodities shipped for a producer or produce dealer on one island of this State to a person, firm, or organization on another island of this State. The terms "agricultural commodity", "producer", and "produce dealer" shall be defined in the same manner as they are defined in section 147-1; provided that agricultural commodities need not have been produced in the State;
 - (2) Amounts received from sales of:
 - (A) Intoxicating liquor as the term "liquor" is defined in chapter 244D;
 - (B) Cigarettes and tobacco products as defined in chapter 245; and
 - (C) Agricultural, meat, or fish products; to any person or common carrier in interstate or foreign commerce, or both, whether ocean-going or air, for consumption out-of-state on the shipper's vessels or airplanes;
 - (3) Amounts received by the manager or board of directors of:
 - (A) An association of apartment owners of a condominium property regime established in accordance with chapter 514B; or
 - (B) A nonprofit homeowners or community association incorporated in accordance with chapter 414D or any predecessor thereto and existing pursuant to covenants running with the land, in reimbursement of sums paid for common expenses;
 - (4) Amounts received or accrued from:
 - (A) The loading or unloading of cargo from ships, barges, vessels, or aircraft, whether or not the ships, barges, vessels, or aircraft travel between the State and other states or countries or between the islands of the State;
 - (B) Tugboat services including pilotage fees performed within the State, and the towage of ships, barges, or vessels in and out of state harbors, or from one pier to another; and
 - (C) The transportation of pilots or governmental officials to ships, barges, or vessels offshore; rigging gear; checking freight and similar services; standby charges; and use of moorings and running mooring lines;
 - (5) Amounts received by an employee benefit plan by way of contributions, dividends, interest, and other income; and amounts received by a nonprofit organization or office, as payments for costs and expenses incurred for the administration of an employee benefit plan; provided that this exemption shall not apply to any gross rental income or gross rental proceeds received after June 30, 1994, as income from investments in real property in this State; and provided further that gross rental income or gross rental proceeds from investments in real property received by an employee

benefit plan after June 30, 1994, under written contracts executed prior to July 1, 1994, shall not be taxed until the contracts are renegotiated, renewed, or extended, or until after December 31, 1998, whichever is earlier. For the purposes of this paragraph, "employee benefit plan" means any plan as defined in section 1002(3) of title 29 of the United States Code, as amended;

- (6) Amounts received for purchases made with United States Department of Agriculture food coupons under the federal food stamp program, and amounts received for purchases made with United States Department of Agriculture food vouchers under the Special Supplemental Foods Program for Women, Infants and Children;
- (7) Amounts received by a hospital, infirmary, medical clinic, health care facility, pharmacy, or a practitioner licensed to administer the drug to an individual for selling prescription drugs or prosthetic devices to an individual; provided that this paragraph shall not apply to any amounts received for services provided in selling prescription drugs or prosthetic devices. As used in this paragraph:
 - (A) "Prescription drugs" are those drugs defined under section 328-1 and dispensed by filling or refilling a written or oral prescription by a practitioner licensed under law to administer the drug and sold by a licensed pharmacist under section 328-16 or practitioners licensed to administer drugs; and
 - (B) "Prosthetic device" means ~~[any artificial device or appliance, instrument, apparatus, or contrivance, including their components, parts, accessories, and replacements thereof, used to replace a missing or surgically removed part of the human body, which is prescribed by a licensed practitioner of medicine, osteopathy, or podiatry and which is sold by the practitioner or which is dispensed and sold by a dealer of prosthetic devices; provided that "prosthetic device" shall not mean any auditory, ophthalmic, dental, or ocular device or appliance, instrument, apparatus, or contrivance;]~~ a replacement, corrective, or supportive device including repair and replacement parts for the device, worn on or in the body to:
 - (i) Artificially replace a missing portion of the body;
 - (ii) Prevent or correct physical deformity or malfunction; or
 - (iii) Support a weak or deformed portion of the body.

A prosthetic device does not include corrective eyeglasses, contact lenses, hearing aids, and dental prosthesis;
- (8) Taxes on transient accommodations imposed by chapter 237D and passed on and collected by operators holding certificates of registration under that chapter;
- (9) Amounts received as dues by an unincorporated merchants association from its membership for advertising media, promotional, and advertising costs for the promotion of the association for the benefit of its members as a whole and not for the benefit of an individual member or group of members less than the entire membership;
- (10) Amounts received by a labor organization for real property leased to:
 - (A) A labor organization; or
 - (B) A trust fund established by a labor organization for the benefit of its members, families, and dependents for medical or hospital care, pensions on retirement or death of employees,

apprenticeship and training, and other membership service programs.

As used in this paragraph, "labor organization" means a labor organization exempt from federal income tax under section 501(c)(5) of the Internal Revenue Code, as amended;

- (11) Amounts received from foreign diplomats and consular officials who are holding cards issued or authorized by the United States Department of State granting them an exemption from state taxes; and
- (12) Amounts received as rent for the rental or leasing of aircraft or aircraft engines used by the lessees or renters for interstate air transportation of passengers and goods. For purposes of this paragraph, payments made pursuant to a lease shall be considered rent regardless of whether the lease is an operating lease or a financing lease. The definition of "interstate air transportation" is the same as in 49 U.S.C. 40102."

SECTION 29. Section 237-34, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

"(b) All tax returns and return information required to be filed under this chapter, and the report of any investigation of the return or of the subject matter of the return, shall be confidential. It shall be unlawful for any person or any officer or employee of the State to intentionally make known information imparted by any tax return or return information filed pursuant to this chapter, or any report of any investigation of the return or of the subject matter of the return, or to wilfully permit any ~~such~~ return, return information, or report so made, or any copy thereof, to be seen or examined by any person; provided that for tax purposes only the taxpayer, the taxpayer's authorized agent, or persons with a material interest in the return, return information, or report may examine them. Unless otherwise provided by law, persons with a material interest in the return, return information, or report shall include:

- (1) Trustees;
- (2) Partners;
- (3) Persons named in a board resolution or a one per cent shareholder in case of a corporate return;
- (4) The person authorized to act for a corporation in dissolution;
- (5) The shareholder of an S corporation;
- (6) The personal representative, trustee, heir, or beneficiary of an estate or trust in case of the estate's or decedent's return;
- (7) The committee, trustee, or guardian of any person in paragraphs (1) to (6) who is incompetent;
- (8) The trustee in bankruptcy or receiver, and the attorney-in-fact of any person in paragraphs (1) to (7);
- (9) Persons duly authorized by the State in connection with their official duties;
- (10) Any duly accredited tax official of the United States or of any state or territory;
- (11) The Multistate Tax Commission or its authorized representative;
- (12) Members of a limited liability company; ~~and~~
- (13) A person contractually obligated to pay the taxes assessed against another when the latter person is under audit by the department[-]; and
- (14) The Streamlined Sales Tax Governing Board, Incorporated, or its authorized representative.

Any violation of this subsection shall be a misdemeanor."

SECTION 30. Section 238-2, Hawaii Revised Statutes, is amended to read as follows:

"§238-2 Imposition of tax on tangible personal property; exemptions. There is hereby levied an excise tax on the use in this State of tangible personal property ~~which~~ that is imported by a taxpayer in this State whether owned, purchased from an unlicensed seller, or however acquired for use in this State[-], unless subject to tax or exempt from tax under chapter B. The tax imposed by this chapter shall accrue when the property is

acquired by the importer or purchaser and becomes subject to the taxing jurisdiction of the State. The [rates] rate of the tax hereby imposed [and the exemptions thereof are as follows:

(1) If the importer or purchaser is licensed under chapter 237 and is:

- (A) A wholesaler or jobber importing or purchasing for purposes of sale or resale; or
- (B) A manufacturer importing or purchasing material or commodities which are to be incorporated by the manufacturer into a finished or saleable product (including the container or package in which the product is contained) wherein it will remain in such form as to be perceptible to the senses, and which finished or saleable product is to be sold in such manner as to result in a further tax on the activity of the manufacturer as the manufacturer or as a wholesaler, and not as a retailer;

there shall be no tax; provided that if the wholesaler, jobber, or manufacturer is also engaged in business as a retailer (so classed under chapter 237), paragraph (2) shall apply to the wholesaler, jobber, or manufacturer, but the director of taxation shall refund to the wholesaler, jobber, or manufacturer, in the manner provided under section 231-23(c) such amount of tax as the wholesaler, jobber, or manufacturer shall, to the satisfaction of the director, establish to have been paid by the wholesaler, jobber, or manufacturer to the director with respect to property which has been used by the wholesaler, jobber, or manufacturer for the purposes stated in this paragraph;

(2) If the importer or purchaser is licensed under chapter 237 and is:

- (A) A retailer or other person importing or purchasing for purposes of sale or resale, not exempted by paragraph (1);
- (B) A manufacturer importing or purchasing material or commodities which are to be incorporated by the manufacturer into a finished or saleable product (including the container or package in which the product is contained) wherein it will remain in such form as to be perceptible to the senses, and which finished or saleable product is to be sold at retail in this State, in such manner as to result in a further tax on the activity of the manufacturer in selling such products at retail;
- (C) A contractor importing or purchasing material or commodities which are to be incorporated by the contractor into the finished work or project required by the contract and which will remain in such finished work or project in such form as to be perceptible to the senses;
- (D) A person engaged in a service business or calling as defined in section 237-7, or a person furnishing transient accommodations subject to the tax imposed by section 237D-2, in which the import or purchase of tangible personal property would have qualified as a sale at wholesale as defined in section 237-4(a)(8) had the seller of the property been subject to the tax in chapter 237; or
- (E) A publisher of magazines or similar printed materials containing advertisements, when the publisher is under contract with the advertisers to distribute a minimum number of magazines or similar printed materials to the public or defined segment of the public, whether or not there is a charge to the persons who actually receive the magazines or similar printed materials;

the tax shall be one-half of one per cent of the purchase price of the property, if the purchase and sale are consummated in Hawaii; or, if there is no purchase

price applicable thereto, or if the purchase or sale is consummated outside of Hawaii, then one-half of one per cent of the value of such property; and

(3) In all other cases,] is four per cent of the value of the property.

For purposes of this section, tangible personal property is property that is imported by the taxpayer for use in this State, notwithstanding the fact that title to the property, or the risk of loss to the property, passes to the purchaser of the property at a location outside this State."

SECTION 31. Section 238-2.3, Hawaii Revised Statutes, is amended to read as follows:

"§238-2.3 Imposition of tax on imported services or contracting; exemptions. There is hereby levied an excise tax on the value of services or contracting as defined in section 237-6 that are performed by an unlicensed seller at a point outside the State and imported or purchased for use in this State[-], unless subject to tax or exempt from tax under chapter

B. The tax imposed by this chapter shall accrue when the service or contracting as defined in section 237-6 is received by the importer or purchaser and becomes subject to the taxing jurisdiction of the State. The [rates] rate of the tax hereby imposed [and the exemptions from the tax are as follows:

(1) If the importer or purchaser is licensed under chapter 237 and is:

- (A) Engaged in a service business or calling in which the imported or purchased services or contracting become identifiable elements, excluding overhead, of the services rendered by the importer or purchaser, and the gross income of the importer or purchaser is subject to the tax imposed under chapter 237 on services at the rate of one-half of one per cent or the rate of tax imposed under section 237-13.3; or
- (B) A manufacturer importing or purchasing services or contracting that become identifiable elements, excluding overhead, of a finished or saleable product (including the container or package in which the product is contained) and the finished or saleable product is to be sold in a manner that results in a further tax on the manufacturer as a wholesaler, and not a retailer;

there shall be no tax imposed on the value of the imported or purchased services or contracting; provided that if the manufacturer is also engaged in business as a retailer as classified under chapter 237, paragraph (2) shall apply to the manufacturer, but the director of taxation shall refund to the manufacturer, in the manner provided under section 231-23(c), that amount of tax that the manufacturer, to the satisfaction of the director, shall establish to have been paid by the manufacturer to the director with respect to services that have been used by the manufacturer for the purposes stated in this paragraph.

(2) If the importer or purchaser is a person licensed under chapter 237 and is:

- (A) Engaged in a service business or calling in which the imported or purchased services or contracting become identifiable elements, excluding overhead, of the services rendered by the importer or purchaser, and the gross income from those services when sold by the importer or purchaser is subject to the tax imposed under chapter 237 at the highest rate;
- (B) A manufacturer importing or purchasing services or contracting that become identifiable elements, excluding overhead, of the finished or saleable manufactured product (including the container or package in which the product is contained) and the finished or saleable product is to be sold in a manner that results in a further tax under chapter

~~237 on the activity of the manufacturer as a retailer; or~~

- (C) ~~A contractor importing or purchasing services or contracting that become identifiable elements, excluding overhead, of the finished work or project required, under the contract, and where the gross proceeds derived by the contractor are subject to the tax under section 237-13(3) as a contractor;~~

~~the tax shall be one-half of one per cent of the value of the imported or purchased services or contracting; and~~

- (3) ~~In all other cases, the importer or purchaser is subject to the tax at the rate of] is four per cent on the value of the imported or purchased services or contracting."~~

SECTION 32. Section 238-2.6, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

"(a) The county surcharge on state tax, upon the adoption of a county ordinance and in accordance with the requirements of section 46-16.8, shall be levied, assessed, and collected as provided in this section on the value of property and services taxable under this chapter. No county shall set the surcharge on state tax at a rate greater than one-half of one per cent of the value of property taxable under this chapter. All provisions of this chapter shall apply to the county surcharge on state tax. No county shall conduct an independent audit of sellers registered under the streamlined sales tax agreement. With respect to the surcharge, the director shall have all the rights and powers provided under this chapter. In addition, the director of taxation shall have the exclusive rights and power to determine the county or counties in which a person imports or purchases tangible personal property and, in the case of a person importing or purchasing tangible property in more than one county, the director shall determine, through apportionment or other means, that portion of the surcharge on state tax attributable to the importation or purchase in each county."

SECTION 33. Section 237-4, Hawaii Revised Statutes, is repealed.

~~["§237-4 "Wholesaler", "jobber", defined. (a) "Wholesaler" or "jobber" applies only to a person making sales at wholesale. Only the following are sales at wholesale:~~

- (1) ~~Sales to a licensed retail merchant, jobber, or other licensed seller for purposes of resale;~~
- (2) ~~Sales to a licensed manufacturer of materials or commodities that are to be incorporated by the manufacturer into a finished or saleable product (including the container or package in which the product is contained) during the course of its preservation, manufacture, or processing, including preparation for market, and that will remain in such finished or saleable product in such form as to be perceptible to the senses, which finished or saleable product is to be sold and not otherwise used by the manufacturer;~~
- (3) ~~Sales to a licensed producer or cooperative association of materials or commodities that are to be incorporated by the producer or by the cooperative association into a finished or saleable product that is to be sold and not otherwise used by the producer or cooperative association, including specifically materials or commodities expended as essential to the planting, growth, nurturing, and production of commodities that are sold by the producer or by the cooperative association;~~
- (4) ~~Sales to a licensed contractor, of materials or commodities that are to be incorporated by the contractor into the finished work or project required by the contract and that will remain in such finished work or project in such form as to be perceptible to the senses;~~
- (5) ~~Sales to a licensed producer, or to a cooperative association described in section 237-23(a)(7) for sale to~~

~~a licensed producer, or to a licensed person operating a feed lot, of poultry or animal feed, hatching eggs, semen, replacement stock, breeding services for the purpose of raising or producing animal or poultry products for disposition as described in section 237-5 or for incorporation into a manufactured product as described in paragraph (2) or for the purpose of breeding, hatching, milking, or egg laying other than for the customer's own consumption of the meat, poultry, eggs, or milk so produced; provided that in the case of a feed lot operator, only the segregated cost of the feed furnished by the feed lot operator as part of the feed lot operator's service to a licensed producer of poultry or animals to be butchered or to a cooperative association described in section 237-23(a)(7) of such licensed producers shall be deemed to be a sale at wholesale; and provided further that any amount derived from the furnishing of feed lot services, other than the segregated cost of feed, shall be deemed taxable at the service business rate. This paragraph shall not apply to the sale of feed for poultry or animals to be used for hauling, transportation, or sports purposes;~~

- (6) ~~Sales to a licensed producer, or to a cooperative association described in section 237-23(a)(7) for sale to the producer, of seed or seedstock for producing agricultural and aquacultural products, or bait for catching fish (including the catching of bait for catching fish), which agricultural and aquacultural products or fish are to be disposed of as described in section 237-5 or to be incorporated in a manufactured product as described in paragraph (2);~~
 - (7) ~~Sales to a licensed producer, or to a cooperative association described in section 237-23(a)(7) for sale to such producer, of polypropylene shade cloth; of polyfilm; of polyethylene film; of cartons and such other containers, wrappers, and sacks, and binders to be used for packaging eggs, vegetables, fruits, and other agricultural and aquacultural products; of seedlings and cuttings for producing nursery plants or aquacultural products; or of chick containers; which cartons and such other containers, wrappers, and sacks, binders, seedlings, cuttings, and containers are to be used as described in section 237-5, or to be incorporated in a manufactured product as described in paragraph (2);~~
 - (8) ~~Sales of tangible personal property:~~
 - (A) ~~To a licensed seller engaged in a service business or calling; provided that:~~
 - (i) ~~The property is not consumed or incidental to the performance of the services;~~
 - (ii) ~~There is a resale of the article at the retail rate of four per cent; and~~
 - (iii) ~~The resale of the article is separately charged or billed by the person rendering the services;~~
 - (B) ~~Where:~~
 - (i) ~~Tangible personal property is sold upon the order or request of a licensed seller for the purpose of rendering a service in the course of the person's service business or calling, or upon the order or request of a person subject to tax under section 237D-2 for the purpose of furnishing transient accommodations;~~
 - (ii) ~~The tangible personal property becomes or is used as an identifiable element of the service rendered; and~~
 - (iii) ~~The cost of the tangible personal property does not constitute overhead to the licensed seller;~~
- ~~the sale shall be subject to section 237-13.3; or~~

- (C) Where the taxpayer is subject to both subparagraphs (A) and (B), then the taxpayer shall be taxed under subparagraph (A). Subparagraphs (A) and (C) shall be repealed on January 1, 2006;
- (9) Sales to a licensed leasing company of capital goods that have a depreciable life, are purchased by the leasing company for lease to its customers, and are thereafter leased as a service to others;
- (10) Sales of services to a licensed seller engaging in a business or calling whenever:
- (A) Either:
- (i) In the context of a service-to-service transaction, a service is rendered upon the order or request of a licensed seller for the purpose of rendering another service in the course of the seller's service business or calling;
 - (ii) In the context of a service-to-tangible personal property transaction, a service is rendered upon the order or request of a licensed seller for the purpose of manufacturing, producing, or preparing tangible personal property to be sold;
 - (iii) In the context of a services-to-contracting transaction, a service is rendered upon the order or request of a licensed contractor as defined in section 237-6 for the purpose of assisting that licensed contractor; or
 - (iv) In the context of a services-to-transient accommodations rental transaction, a service is rendered upon the order or request of a person subject to tax under section 237D-2 for the purpose of furnishing transient accommodations;
- (B) The benefit of the service passes to the customer of the licensed seller, licensed contractor, or person furnishing transient accommodations as an identifiable element of the other service or property to be sold, the contracting, or the furnishing of transient accommodations;
- (C) The cost of the service does not constitute overhead to the licensed seller, licensed contractor, or person furnishing transient accommodations;
- (D) The gross income of the licensed seller is not divided between the licensed seller and another licensed seller, contractor, or person furnishing transient accommodations for imposition of the tax under this chapter;
- (E) The gross income of the licensed seller is not subject to a deduction under this chapter or chapter 237D; and
- (F) The resale of the service, tangible personal property, contracting, or transient accommodations is subject to the tax imposed under this chapter at the highest tax rate.
- Sales subject to this paragraph shall be subject to section 237-13.3;
- (11) Sales to a licensed retail merchant, jobber, or other licensed seller of bulk condiments or prepackaged single-serving packets of condiments that are provided to customers by the licensed retail merchant, jobber, or other licensed seller;
- (12) Sales to a licensed retail merchant, jobber, or other licensed seller of tangible personal property that will be incorporated or processed by the licensed retail merchant, jobber, or other licensed seller into a finished or saleable product during the course of its preparation for market (including disposable, nonreturnable containers, packages, or wrappers, in which the product is contained and that are generally known and most commonly used to contain food or beverage for transfer or delivery), and which finished or saleable product is to be sold and not otherwise used by the licensed retail merchant, jobber, or other licensed seller;
- (13) Sales of amusements subject to taxation under section 237-13(4) to a licensed seller engaging in a business or calling whenever:
- (A) Either:
- (i) In the context of an amusement-to-service transaction, an amusement is rendered upon the order or request of a licensed seller for the purpose of rendering another service in the course of the seller's service business or calling;
 - (ii) In the context of an amusement-to-tangible personal property transaction, an amusement is rendered upon the order or request of a licensed seller for the purpose of selling tangible personal property; or
 - (iii) In the context of an amusement-to-amusement transaction, an amusement is rendered upon the order or request of a licensed seller for the purpose of rendering another amusement in the course of the person's amusement business;
- (B) The benefit of the amusement passes to the customer of the licensed seller as an identifiable element of the other service, tangible personal property to be sold, or amusement;
- (C) The cost of the amusement does not constitute overhead to the licensed seller;
- (D) The gross income of the licensed seller is not divided between the licensed seller and another licensed seller, person furnishing transient accommodations, or person rendering an amusement for imposition of the tax under chapter 237;
- (E) The gross income of the licensed seller is not subject to a deduction under this chapter; and
- (F) The resale of the service, tangible personal property, or amusement is subject to the tax imposed under this chapter at the highest rate.
- As used in this paragraph, "amusement" means entertainment provided as part of a show for which there is an admission charge. Sales subject to this paragraph shall be subject to section 237-13.3; and
- (14) Sales by a printer to a publisher of magazines or similar printed materials containing advertisements, when the publisher is under contract with the advertisers to distribute a minimum number of magazines or similar printed materials to the public or defined segment of the public, whether or not there is a charge to the persons who actually receive the magazines or similar printed materials:
- (b) If the use tax law is finally held by a court of competent jurisdiction to be unconstitutional or invalid insofar as it purports to tax the use or consumption of tangible personal property imported into the State in interstate or foreign commerce or both, wholesalers and jobbers shall be taxed thereafter under this chapter in accordance with the following definition (which shall supersede the preceding paragraph otherwise defining "wholesaler" or "jobber"): "Wholesaler" or "jobber" means a person, or a definitely organized division thereof, definitely organized to render and rendering a general distribution service that buys and maintains at the person's place of business a stock or lines of merchandise that the person distributes; and that the person, through salespersons, advertising, or sales promotion devices, sells to licensed retailers, to institutional or licensed commercial or industrial users, in wholesale quantities and at wholesale rates. A

corporation deemed not to be carrying on a trade or business in this State under section 235-6 shall nevertheless be deemed to be a wholesaler and shall be subject to the tax imposed by this chapter.”]

SECTION 34. Section 237-5, Hawaii Revised Statutes, is repealed.

["~~§237-5 — “Producer” defined.~~ “Producer” means any person engaged in the business of raising and producing agricultural products in their natural state, or in producing natural resource products, or engaged in the business of fishing or aquaculture, for sale, or for shipment or transportation out of the State, of the agricultural or aquaculture products in their natural or processed state, or butchered and dressed, or the natural resource products, or fish.

As used in this section “agricultural products” include floricultural, horticultural, viticultural, forestry, nut, coffee, dairy, livestock, poultry, bee, animal, and any other farm, agronomic, or plantation products.”]

SECTION 35. Section 237-13.3, Hawaii Revised Statutes, is repealed.

["~~§237-13.3 — Application of sections 237-4(a)(8), 237-4(a)(10), 237-4(a)(13), 237-13(2)(A), 237-13(4)(A), and 237-13(6)(A).~~ (a) Sections 237-4(a)(8), 237-4(a)(10), 237-4(a)(13), 237-13(2)(A), 237-13(4)(A), and 237-13(6)(A) to the contrary notwithstanding, instead of the tax levied under section 237-13(2)(A) on wholesale sales subject to section 237-4(a)(8)(B), under section 237-13(4)(A) on a wholesaler subject to section 237-4(a)(13), and under section 237-13(6)(A) on a wholesaler subject to section 237-4(a)(10) at one-half of one per cent, during the period January 1, 2000, to December 31, 2005, the tax shall be as follows:

- (1) In calendar year 2000, 3.5 per cent;
- (2) In calendar year 2001, 3.0 per cent;
- (3) In calendar year 2002, 2.5 per cent;
- (4) In calendar year 2003, 2.0 per cent;
- (5) In calendar year 2004, 1.5 per cent;
- (6) In calendar year 2005, 1.0 per cent; and
- (7) In calendar year 2006 and thereafter, the tax shall be 0.5 per cent.

(b) The department shall have the authority to implement the tax rate changes in subsection (a) by prescribing tax forms and instructions that require tax reporting and payment by deduction, allocation, or any other method to determine tax liability with due regard to the tax rate changes.”]

SECTION 36. Section 237-13.5, Hawaii Revised Statutes, is repealed.

["~~§237-13.5 — Assessment on generated electricity.~~ Any other provision of the law to the contrary notwithstanding, the levy and assessment of the general excise tax on the gross proceeds from the sale of electric power to a public utility company for resale to the public, shall be made only as a tax on the business of a producer, at the rate assessed producers, under section 237-13(2)(A).”]

SECTION 37. Section 237-15, Hawaii Revised Statutes, is repealed.

["~~§237-15 — Technicians.~~ When technicians supply dentists or physicians with dentures, orthodontic devices, braces, and similar items which have been prepared by the technician in accordance with specifications furnished by the dentist or physician, and such items are to be used by the dentist or physician in the dentist’s or physician’s professional practice for a particular patient who is to pay the dentist or physician for the same as a part of the dentist’s or physician’s professional services, the technician shall be taxed as though the technician were a manufacturer selling a product to a licensed retailer, rather than at the rate of four per cent which is generally applied to professions and services.”]

SECTION 38. Section 237-29.55, Hawaii Revised Statutes, is repealed.

["~~§237-29.55 — Exemption for sale of tangible personal property for resale at wholesale.~~ (a) There shall be exempted

from, and excluded from the measure of, the taxes imposed by this chapter all of the gross proceeds or gross income arising from the sale of tangible personal property imported to Hawaii from a foreign or domestic source to a licensed taxpayer for subsequent resale for the purpose of wholesale as defined under section 237-4.

(b) The department, by rule, may provide that a seller may take from the purchaser of imported tangible personal property, a certificate, in a form that the department shall prescribe, certifying that the purchaser of the imported tangible personal property shall resell the imported tangible personal property at wholesale as defined under section 237-4. Any purchaser who furnishes a certificate shall be obligated to pay to the seller, upon demand, if the sale in fact is not a sale for the purpose of resale at wholesale, the amount of the additional tax which by reason thereof is imposed upon the seller. The absence of a certificate, unless the sales of the business are exclusively a sale for the purpose of resale at wholesale, in itself, shall give rise to the presumption that the sale is not a sale for the purpose of resale at wholesale.”]

SECTION 39. Section 238-4, Hawaii Revised Statutes, is repealed.

["~~§238-4 — Certain property used by producers.~~ If a licensed producer, or a cooperative association acting under the authority of chapter 421 or 422, in order to sell to such producer, or a licensed person, imports into the State or acquires in the State commodities, materials, items, services, or living things enumerated in section [237-4(a)(3) and (5) to (7)], then section 237-4 shall apply. If section 237-4 applies and the producer is engaged in the sale of the producer’s products at retail or in any manner other than at wholesale, then the tax upon use of property in the State imposed by section 238-2(2) shall apply the same as in the case of a purchaser who is a licensed retailer. In other such cases no tax shall be imposed under this chapter

SECTION 40. There is appropriated out of the general revenues of the State of Hawaii the sum of \$ _____, or so much thereof as may be necessary for fiscal year 2006-2007, to carry out the purposes of this part, including the hiring of necessary staff.

The sum appropriated shall be expended by the department of taxation.

SECTION 41. There is appropriated out of the general revenues of the State of Hawaii the sum of \$ _____, or so much thereof as may be necessary for fiscal year 2006-2007, for technical assistance and briefings to enable the legislature to carry out its responsibilities under this part.

Technical assistance may include analysis of the fiscal and legal impacts of proposed conformance with the existing general excise tax law and other laws and any other issues that might result from the implementation of a streamlined and sales and use tax. Funds may also be expended for preparation of proposed legislation above and beyond that which could be undertaken by state employees due to the specialized nature of this project. Funds may be further expended in briefings of legislators and any other parties deemed appropriate by the designees of the president of the senate and the speaker of the house of representatives and in any other support activities for this project.

The sum appropriated shall be expended by the office of the auditor for the purposes of this part. The office of the auditor shall secure the services necessary to support the project in as expeditious a manner as possible and without regard to chapter 103D, Hawaii Revised Statutes.

SECTION 42. Notwithstanding the provisions of any law making it unlawful for any person, officer, or employee of the State to make known information imparted by any tax return or permit any tax return to be seen or examined by any person, it shall be lawful to permit a private contractor contracted under section 41 of this Act to inspect any tax return of any taxpayer, or to furnish to the private contractor an abstract of the return or

supply the private contractor with information concerning any item contained in the return or disclosed by the report of any investigation of the return or of the subject matter of the return only for the purposes of conforming the State's general excise and use taxes to be operative with the Streamlined Sales Tax Project's Model Agreement and Act.

SECTION 43. In codifying the new chapters and sections added to the Hawaii Revised Statutes by this Act, the revisor of statutes shall substitute appropriate section numbers for the letters used in designating the new chapters and sections in this Act."

SECTION 3. H.B. No. 2419, S.D. 2, is amended by renumbering sections 13 and 14 as sections 44 and 45, respectively, and designating the newly renumbered sections 44 and 45 sections as Part III.

SECTION 4. H.B. No. 2419, S.D. 2, is amended by amending the newly renumbered section 45 to read as follows:

"SECTION 45. This Act shall take effect on July 1, 2050, and shall be repealed on June 30, 2011; provided that sections 36-27, 36-30, 237-8.6(c), 237-31, and 238-2.6, Hawaii Revised Statutes, shall be reenacted in the form in which they existed on the day before the effective date of this Act[-]; provided that the amendment made by section 32 of this Act to section 238-2.6(a), Hawaii Revised Statutes, shall not be repealed on June 30, 2011."

Senator Fukunaga moved that Floor Amendment No. 10 be adopted, seconded by Senator Taniguchi.

Senator Fukunaga rose in support of the amendment and said:

"Mr. President, the purpose of floor amendment no. 10, which inserts the contents of S.B. No. 2222, S.D. 2, into H.B. No. 2419, is to provide the means to combine implementation of Hawaii's compliance with the streamlined sales and use tax with the Tax Department's software upgrade called 'ITIMS.'

"H.B. No. 2419, S.D. 2, requires the Department of Taxation ITIMS software upgrade to include implementing Hawaii's streamlined sales and use tax and the county surcharge for the City and County of Honolulu. Therefore, the amendment will allow the House and Senate discussions on the measure to include the Tax Department's software implementation in conjunction with statutory changes to implement streamlined sales and use tax compliance. Thank you very much."

The motion to adopt Floor Amendment No. 10 was put by the Chair and carried, with Senators Hemmings, Hogue and Slom voting "No."

Senator Fukunaga then moved that Stand. Com. Rep. No. 3512 be received and placed on file, seconded by Senator Taniguchi and carried.

By unanimous consent, H.B. No. 2419, H.D. 1, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was placed on the calendar for Third Reading on Thursday, April 13, 2006.

H.B. No. 1935, H.D. 1:

Senator Menor moved that H.B. No. 1935, H.D. 1, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Menor then offered the following amendment (Floor Amendment No. 11) to H.B. No. 1935, H.D. 1:

SECTION 1. House Bill. No. 1935, H.D. 1, section 4, is amended to read as follows:

"SECTION 4. This Act shall take effect upon its approval [-] and shall apply starting December 31, 2006."

Senator Menor moved that Floor Amendment No. 11 be adopted, seconded by Senator Baker.

Senator Menor rose in support of the amendment and stated:

"Mr. President, this measure would specify that in real estate contracts to purchase an interest in a planned community, that the mandatory seller disclosure statement would be required to include the planned community declaration and association documents. In this regard, the Hawaii Association of Realtors has requested this floor amendment to have the act apply starting December 31, 2006, to give the association time to revise its standard forms. I urge my colleagues to vote in favor of this amendment."

The motion to adopt Floor Amendment No. 11 was put by the Chair and carried, with Senator English voting "No."

By unanimous consent, H.B. No. 1935, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," was placed on the calendar for Third Reading on Thursday, April 13, 2006.

RECOMMITAL OF A HOUSE BILL

MATTER DEFERRED FROM THURSDAY, APRIL 6, 2006

Stand. Com. Rep. No. 3285 (H.B. No. 1787, H.D. 1, S.D. 1):

By unanimous consent, Stand. Com. Rep. No. 3285 and H.B. No. 1787, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ENDANGERMENT," were recommitted to the Committee on Judiciary and Hawaiian Affairs.

THIRD READING

MATTERS DEFERRED FROM THURSDAY, APRIL 6, 2006

Stand. Com. Rep. No. 3288 (H.B. No. 1899, H.D. 1, S.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3288 was adopted and H.B. No. 1899, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF SAFETY HELMETS BY MINORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hogue, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 3290 (H.B. No. 2050, H.D. 2, S.D. 1):

Senator Hanabusa moved that Stand. Com. Rep. No. 3290 be adopted and H.B. No. 2050, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Trimble rose with reservations as follows:

"Mr. President, I rise with reservations.

“Colleagues, to the extent that international matchmaking is a vehicle for immigration, very little of what we do relating to disclosure will really have any impact.

“My second comment is that what is good for the gander should also be applicable to the goose. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3290 was adopted and H.B. No. 2050, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INTERNATIONAL MATCHMAKING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3294 (H.B. No. 3126):

Senator Hanabusa moved that Stand. Com. Rep. No. 3294 be adopted and H.B. No. 3126, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Trimble rose in opposition and stated:

“Mr. President, I rise in opposition.

“Colleagues, I don’t question the motivation of what’s trying to be accomplished. What I do question is what will happen at the scene of the accident or the emergency room if indeed emergency procedures are delayed in any manner because they’re trying to get that rapid response identification. I think the functions that are appropriate at the scene of the accident in an emergency is saving the life of the individual and the extent of which this bill would slow down that process is not productive for the majority of people that wish to be saved. Thank you.”

Senator Baker rose in support of the measure as follows:

“Mr. President, I rise in support of this measure.

“Mr. President, this measure has widespread community support ranging from physicians and nurses, to hospitals and hospices, medical students and caregivers in the Department of Health. It would simply replace an ineffective ‘comfort care only’ bracelet system with a standard document that clearly states the wishes of the person cared for by emergency medical personnel first responders and health care providers throughout the state. The document will allow these providers to honor a person’s wishes without confusion or ambiguity. Many people have tried to use the ‘comfort care only’ bracelet only to find that they can’t get it in time, it’s ineffective, and their wishes ultimately weren’t honored.

“Your Health Committee had testimony from the Division Chief, Palliative Medicine, Department of Geriatric Medicine at JABSOM, from a variety of health care providers and doctors and they all agree that H.B. No. 3126 will remove a barrier to good end of life care by replacing an ineffective bracelet system with a standardized document in the form of physician’s orders that will more easily translate across health care settings and better follow a patient’s treatment wishes. It’s all about honoring the patient.

“I have some additional remarks I’d like to have inserted in the Journal in support of this and I urge my colleagues to vote in ‘yes.’ Thank you.”

The Chair having so ordered, Senator Baker’s additional remarks read as follows:

“The purpose of this bill is to amend section 321-23.6 of the HRS and replace the ineffective ‘comfort care only’ bracelet system with a standard document that clearly states the wishes of the person cared for by emergency medical personnel, first responders and health care providers throughout the state and allow these providers to honor the person’s wishes without confusion or ambiguity.

“The shortcomings of the bracelet system include:

- The bracelets take too long to order. People often die waiting for the bracelets to arrive.
- The bracelet system’s focus is too narrow. It is aimed at resuscitation only, whereas a standardized document can more clearly spell out the person’s wishes for treatment as related to, not only resuscitation, but also artificial nutrition and hydration, and other interventions.
- Because the bracelets focus on resuscitation only, it is burdensome for everyone involved: the patient, medical personnel and families, as this option is typically ineffective in those with serious, chronic and terminal illness. It will not postpone the inevitable; only make it more traumatic for everybody involved.

“Over 90 percent of Americans want to die at home surrounded by family, but they rarely do so. One of the reasons is that we do not have an effective system to support them on their final journey. Far too often they face this journey in isolation, confusion, and pain; their sense of control over their own bodies, their very dignity slipping away with their lives. The bracelet system with its cumbersome uncertainty fails to support the individual and their families in their wishes.

“Replacing this system with a written document will allow healthcare providers across the medical spectrum – from EMS to ERs to ICUs to nursing homes – to quickly and unambiguously honor the choices of Hawaii’s families and improve the delivery of healthcare in Hawaii.

“This type of document has been adopted as an alternative in more than a dozen states and once signed by the patient has the legal authority of an order. Adopting this document as alternative to the bracelet also places pre-hospital emergency medical services policies in line with policies on advanced directives by patients in acute care facilities.

“The ‘Rapid Identification Document’ option also has the advantage of being easy for the patient to write, unlike a living will or advance directive which can be lengthy and require the use of a lawyer.

“The passage of this bill can help to insure that patients do not end up dying while unconscious or heavily sedated in a ventilator with tubes attached to their bodies, simply because their wishes were unknown at the time they were placed in medical care.

“All of us wish to die with dignity, surrounded by those who love us. The passage of this bill will help the people of Hawaii to do just that.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3294 was adopted and H.B. No. 3126, entitled: “A BILL FOR AN ACT RELATING TO RAPID IDENTIFICATION DOCUMENTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Trimble).

Stand. Com. Rep. No. 3295 (H.B. No. 3254, H.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Stand. Com. Rep. No. 3295 was adopted and H.B. No. 3254, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OATHS OF OFFICE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Hogue, Slom, Trimble).

THIRD READING

MATTERS DEFERRED FROM FRIDAY, APRIL 7, 2006

H.B. No. 1861, S.D. 1:

On motion by Senator Sakamoto, seconded by Senator Hooser and carried, H.B. No. 1861, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Hogue, Slom, Trimble).

H.B. No. 2265, H.D. 2, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, H.B. No. 2265, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 3300 (H.B. No. 1242, H.D. 1):

Senator Hanabusa moved that Stand. Com. Rep. No. 3300 be adopted and H.B. No. 1242, H.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Whalen rose to speak in opposition to the measure and said:

"Mr. President, I rise in opposition.

"Mr. President, this bill, even its findings, says that we're merely trying to codify the case law, and for the large part, it does. However, it also extends it by saying that pregnancies can be terminated in a doctor's office or a clinic and that's not what the case law is. The case law is that you cannot restrict it in the first half of pregnancy. This bill goes beyond it by saying you can do it up to whenever.

"I realize the Chair of Judiciary tried to . . . and the committee report, I believe, talks about how the department should develop rules and procedures so if they feel safe they can do it. But I don't know if they are going to do it. Planned Parenthood told us that they already have rules and regs in the Department of Health but when we contacted the Department of Health they said no, they don't have any. It's kind of up to the doctor to decide what they're going to do.

"Although most doctors are going to use their best care, I don't think in a bill that we're out and out saying that we're merely trying to codify case law where we extend it, we should use another vehicle or call it what it is. For that reason, I'm voting 'no.'"

Senator Slom rose to speak in opposition to the measure as follows:

"Mr. President, I, too, rise in opposition to this bill.

"I find it very interesting that this bill of course is to advance abortions to make sure that Hawaii retains its place in the world as an abortion capital. It's interesting to me that the situation that we had last year where a mother was responsible for the death of her baby or her fetus resulted in a Supreme Court decision and unanimous verdict that said the fetus is not a person in the State of Hawaii. It also said, it went further and said that if there is any attack on the mother or on the fetus, there can be no criminal actions. This flies in the face of the law in, I believe it's currently 36 other states.

"I introduced two bills, neither of which was heard in this Legislature, to protect the unborn. No one seems to speak for the unborn in the State Legislature. No one seems to speak for the unborn in government. We are in such a rush to abort that we don't stop and think about the consequences here. And I always am amused by the people that stand up here and ring their hands and talk about the keiki but they're very selective in the keiki that they seem to defend.

"The fact that again we will be known as an abortion mill, that we will make it easier for people to have abortions and yet will not take one step, not lift one finger, not raise one voice to protect the unborn in this state, I think is a travesty and an abomination. I urge a 'no' vote. Thank you."

Senator Baker rose in support of the measure and stated:

"Mr. President, I rise in support of H.B. No. 1242, H.D. 1.

"Mr. President, it's curious that some members who are at least as old as I am, fail to remember what it was like before abortions were safe, legal and accessible. I, for one, don't want to go back to the time where women felt so desperate that they sought out back alley abortions, coat hanger abortions, and other ways to terminate pregnancy. That's why I think this measure is so important – because it merely clarifies outdated statutory language regarding abortion, while not expanding upon those rights that are currently protected by state and federal law.

"In the hearing that your Committee held, one proponent from the University of Hawaii noted that in 1970, three years before the United States Supreme Court decision of *Roe v Wade*, Hawaii became the first state to legalize abortion. This law, passed in 1970, has not been reviewed or changed since its passage although medical practice and legal case law has developed well beyond the language of HRS 453-16.

"With regard to the issue of physicians' offices, abortions have been taking place in physicians' offices since 1971 and at Planned Parenthood Clinics in Hawaii since 1989. It is another fact that abortion is one of the safest medical procedures available. Information from the Centers for Disease Control indicates that the risk of death from early abortion is about one per 100,000 cases while the risk of a woman dying from childbirth is seven to ten times greater than that from early abortion.

"Dr. Reni Soon, who provided this information, the assistant professor in the department of obstetrics, gynecology, and women's health, notes that it's so important for this measure to be enacted. She feels that it would be impractical and morally unethical for a measure like this not to go forward because the procedure of abortion has changed so much that it really is important to maintain its accessibility, its safety, and its legality.

She notes that most women who obtain abortions, 90 percent do so in their first trimester and that these are uncomplicated procedures. They can easily be handled in clinics.

“One of the reasons it’s important to have it accessible in clinics and physicians’ offices is cost. It costs so much more to have it in hospitals. So, ultimately, if we restricted it in that fashion, we would make it a procedure that’s available only to people of means, and that’s clearly not what the framers of the right to privacy for Hawaii’s Constitution provided, nor the folks back in 1970 provided as well.

“Thank you very much, Mr. President. I urge my colleagues to vote ‘yes.’”

Senator Trimble rose in opposition to the measure and stated:

“Mr. President, I rise in opposition to this measure.

“Why, colleagues, are we talking about this measure today? There has got to be a better reason than it’s an election year or oh my God, Bush just appointed two people to the Supreme Court, civilization as we know it is about ready to collapse, because that’s probably the only reason that this bill was introduced in the House – because it’s an election year and we need issues to divide the people and this is a great vehicle to do it.

“Even if Bush appointed two people to the Supreme Court, and even if they considered something that might in some way affect *Roe v Wade* it is highly unlikely that they would throw it out. And even if they did throw it out, they would take another court case that would then apply to the existing Hawaii law and they wouldn’t throw out Hawaii law, they would just throw out those provisions which were either unconstitutional or was not consistent with federal law.

“There is no reason for us to be having this discussion today. So, colleagues, the most humane thing we could do with this bill is recommit it to Committee. Failing that, I urge you to vote ‘no.’ Thank you.”

Senator Sakamoto rose to speak in opposition as follows:

“Mr. President, I rise in opposition to this measure.

“Mr. President, proponents of the measure claim it will maintain the status quo. I’m not a lawyer and I’m not a doctor, but in my opinion, this bill expands the ability to perform abortion in our state and I’m not supportive of that expansion. I’m not in favor of expanding abortion ‘unlimited to clinics and physicians’ offices.’ I believe, in its current form, this bill puts more mothers at risk. Allowing abortions to be done outside of hospitals is a serious risk to life.

“Proponents claim that rulemaking could take care of limits as to when an abortion can be performed between the period of conception to birth. The bill, as written, places no limits on when the baby may be aborted. For such a major parameter, it should be stated in law, not left to speculation. This opens the doors to abortion that would place more of human life at risk, more mothers at risk, more babies at risk.

“What this bill doesn’t say, in essence, opens the floodgates to who? – anyone. When? – anytime. Where? – somebody can put a nail on the door and hang a sign saying, I’m a clinic, almost anywhere. What? – abortion. How? – anyhow.

“So Mr. President, more risk to human life, more mothers at risk, more babies at risk, therefore I’m in opposition to the measure.”

Senator Baker rose in rebuttal and said:

“Mr. President, just a couple of brief notes in rebuttal.

“It’s interesting that the good Senator raises a lot of straw people when all of these clinics are heavily regulated and have to meet a variety of both state and federal standards. But let me just note some words from Dr. Reni Soon, who is the assistant professor of obstetrics, gynecology, and women’s health for the University of Hawaii, John A. Burns School of Medicine. She notes that ‘those of us who do office procedures have hospital privileges and the ability to treat should any complications arise. There is no difference,’ and she emphasizes the word ‘no,’ ‘in the rate of complications and mortality resulting from abortions performed in a hospital and those in a non-hospital setting.’ A CDC study concluded clinic abortions to be at least as safe as hospital abortions, and nationally, 82 percent of all abortions today are performed in outpatient settings. Again, outpatient settings are heavily regulated by both state and federal laws.

“I think the issues that have been raised are really being raised because some individuals simply don’t like this procedure. But in the words of the medical professionals that testified before your Health Committee, ‘for the women of Hawaii, it’s important to keep abortion safe and legal and accessible,’ and that’s really all this bill does. It doesn’t add any additional privileges that are not already stated in the statute. It revises language that was written over 35 years ago and confirms a woman’s right to obtain an abortion should she determine that she wants one and this measure is supported by the medical community.

“I support this bill and ask my colleagues to vote ‘yes’ as well. Thank you.”

Senator Whalen rose again in opposition as follows:

“Mr. President, I wouldn’t have said anything again but it seems like what comes out of my mouth maybe just falls out of the speaker and hits the floor. I don’t know.

“The Senator from Maui said it twice now that this bill is merely reflecting state and federal law. The law is that you can’t restrict it in the first half of a pregnancy. That’s the law. This bill extends it all the way till birth that you can get an abortion not only in a clinic, but also in a doctor’s office, which she seems to have switched those words back and forth as if they are synonymous, but they’re not. We are extending that right.

“We don’t have rules and regulations in place to protect the health of the woman or the mother. We regulate other things to death. Look at the fight we have over the psychotropic drugs or the optometrists or ophthalmologists, and everything else. Here, we’re going to simply throw up our hands and say, yeah, trust them.

“All the quotes that the good Senator from Maui quoted were from pro-abortionists. There are significant studies that show that the stats on injury and death from the abortion procedure are quite higher than actually reported by themselves. It’s just that with the rights to privacy and everything else, it’s extremely difficult to get those stats. A parent can’t find out what their daughter just did. The clinic or the doctor’s office or the hospital would get sued.

“Again, the stats that she used were abortions; I think 82 percent of them are in the first trimester? That’s what this law is. That’s what this bill should say. What about someone in the

third trimester? Again, if the doctor . . . most of them, I'm sure, who are very conscientious are not going to take chances. But, just like the guy who doesn't fix your car the right way or he jacks up the price, doctors get sued. Why is malpractice insurance so high? Mistakes are made, and don't tell me in our zeal to protect our public from helmets for moped riders and everything else that we're just going to say 'we'll just trust the doctors in this area. They'll make the right decision every time.'

"Again, I only got up because to hear it repeated again that we're merely reflecting state and federal law is totally bogus. So, for a Senator to stand up and say it again, prove me wrong before you make the statement, because I've looked at it and that is what the law is – first half or the early stages of the second trimester is the law.

"We are expanding this and if you folks want to be consistent to the committee report and the bill itself to say that we're merely reflecting current law, then you should vote 'no' because that is flat out wrong."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3300 was adopted and H.B. No. 1242, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SECTION 453-16, HAWAII REVISED STATUTES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 7 (Hemmings, Hogue, Nishihara, Sakamoto, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 3302 (H.B. No. 2343, H.D. 1, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 3302 be adopted and H.B. No. 2343, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Trimble rose in opposition and stated:

"Mr. President, I rise in opposition to this measure.

"Colleagues, we are not New Orleans. We cannot take what we have seen on television about rioting and looting in New Orleans and assume that if disaster were to strike Hawaii like Hurricane Iniki that suddenly there would be pandemonium in the streets. A crime is a crime is a crime. I'm not soft on crime but we should treat everyone and every sector in the community equally.

"Our system of law depends upon informed compliance. We understand the difference between right and wrong and we intentionally comply with the law because that is the only way society can exist. We have deterrents. We send people to jail. We arrest them to act as a deterrent.

"People that loot and steal after a disaster will not be deterred by the increase in penalties that this law produces. If you want an effective deterrent, then consider concealed carry. Change our laws about the rights of our citizens to defend their property. But merely by increasing the penalty for a select group of people during an emergency is not an appropriate way to deal with the situation in Hawaii. Thank you."

Senator Inouye rose to support the measure and said:

"Mr. President, I rise in support of H.B. No. 2343, S.D. 2.

"Though I disagree with my colleague to the right, in light of recent events in Hurricanes Katrina and Rita, the nation witnessed disorder and chaos where the safety of citizens was

jeopardized due to lack of control over supplies. Such chaos prevented and deterred police and armed forces from keeping order. This resulted in many attacks, thefts, and even deaths among the victims of these hurricanes.

"This is a measure that will help our law enforcement officers do their jobs and protect the public. Thank you, Mr. President, I urge my colleagues to support this measure."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3302 was adopted and H.B. No. 2343, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Stand. Com. Rep. No. 3305 (H.B. No. 2454, H.D. 1, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 3305 be adopted and H.B. No. 2454, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Ihara rose in support with reservations and stated:

"Mr. President, I rise in support of H.B. No. 2454 with reservations.

"Mr. President, I believe the Legislature should not be telling political parties who they cannot nominate to fill a legislative vacancy. If a political party under this bill wants to nominate a member in good standing, a new member, that should be their business. Thank you."

Senator Slom rose to speak in opposition to the measure and said:

"Mr. President, I rise in opposition to the bill.

"First of all, what the bill does is to seek to strip further power from the executive branch, from the Governor. Secondly, what it does is there is a requirement in there that the person will have been a registered member of the political party for six months prior to the appointment process. I don't know what the magic is about six months and I don't know what it says about a lot of people that believe philosophically they are a member of one political party or another, but in fact have not registered with that party. It does not diminish the requirement that the Governor has to appoint someone of the same political party but it does put further restrictions, and as the previous speaker said, it gives a greater amount of power to the political parties rather than to the executive or legislative branch. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3305 was adopted and H.B. No. 2454, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE VACANCIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 3315 (H.B. No. 2422, H.D. 1, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 3315 be adopted and H.B. No. 2422, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Slom rose in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"I think we're all concerned about the pedestrian safety and we should be concerned about motor vehicular safety, but what we've seen now is we probably have more people that are being hurt or killed in or around crosswalks than ever before. I would suggest that one of the reasons is the vagueness of the law and the difficulty in both interpretation and enforcement.

"And as much as there are good intentions for this bill, like so many other pieces of legislation, this bill in fact will not solve the problem, will not make it more safe. We need both an educational program and we need a program that will clearly identify what the rights and responsibilities of both driver and pedestrian are. Thank you."

Senators Hogue, Kim, Sakamoto, Tsutsui, Espero, English and Fukunaga requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3315 was adopted and H.B. No. 2422, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 3316 (H.B. No. 2708, H.D. 2, S.D. 2):

Senator Hanabusa moved that Stand. Com. Rep. No. 3316 be adopted and H.B. No. 2708, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Slom rose to speak in opposition as follows:

"Mr. President, I rise in opposition to this bill.

"Originally, the intent of this bill, of course, was to put sanctions or abolition to a famous or infamous truck that has been around our neighborhoods for several years now, and then it was found that you couldn't do anything about that because that was protected political speech having to do with that issue. Then this bill emerged as a bill that was a total ban on any commercial advertising on any vehicle. And the issue was not beauty or the environment. The issue was the transfer of money. In other words, if still you had protected political speech and if you wanted to put a message on your vehicle, as long as you didn't get paid for it, that was okay too.

"I think this bill goes too far and I think what it tries to do really is to harm people in the use of their vehicles and in the use of trying to get an advertising message out. It is not clear from this bill or from existing case law whether or not we're talking about moving billboards, which has been a question and an issue of a problem, but this bill will not solve that problem and so I urge a 'no' vote. Thank you."

Senators Espero and Hogue requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3316 was adopted and H.B. No. 2708, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADVERTISING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Slom, Trimble, Whalen).

Stand. Com. Rep. No. 3368 (H.B. No. 2500, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3368 be adopted and H.B. No. 2500, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak in opposition to the measure and said:

"Mr. President, I rise in opposition to this bill.

"We had a very lengthy discussion in Ways and Means and the genesis of this bill is the fact that this Legislature has already appropriated \$95 million for the construction of a courthouse in Kapolei, primarily for family law. There's been a great deal of discussion prior to the actual appropriation and since then from attorneys, from families, from individuals who questioned the viability of putting such a massive piece of construction out there for this purpose, when contrary to the Judiciary's statement and testimony, most of the people in fact are not on the Leeward Coast. Most of the people are in the Kalihi/Downtown area.

"I think the thing that's most troubling to many of us, and we did have this discussion in Ways and Means, is the fact that after the \$95 million was appropriated, the Judiciary came back and said wait a minute, it's now going to cost \$48 million more. That was in a period of months and that estimate, adding \$48 million was as of October of last year. The Judiciary put the blame on the Department of Accounting and General Services saying that DAGS had used too low an estimate for inflation. I think they were talking about 3 percent versus 9 percent.

"And so the question that arose, which still was not answered was, well, if it rose by more than 50 percent in that short period of time, what's happened in the last six months and what's going to happen in the near future? And the answer from the judiciary was twofold – one was that they had scaled down the square footage of the project, and the second was that they must have \$10 million now for a disputed four acres of land because if we don't pay Campbell Estate \$10 million for four acres of land, Campbell Estate has in the original contract the ability to withdraw and withhold that land.

"I think many of us and maybe most of us on the Ways and Means Committee were very troubled by that. First of all, there was never anything in writing by Campbell Estate. We were getting hearsay information from the proponents of the judiciary. I think we all concluded that it is in Campbell Estate's best interest that they have a sucker . . . I'm sorry, I mean a financier like the State of Hawaii on the hook to continue paying money. The problem with this project is even though now it's been downgraded in terms of percentage of square footage, we see that the amounts of money are still increasing and there's no end to that amount of money.

"We still have the problems within the judiciary and the legal community as to people that do not want to use that facility and want other alternatives found in existing facilities, or at least a guarantee that not all of the services will be transferred. The judiciary talks about a website, but the website is one-sided. They're not listening to the many issues of debate that have been brought up.

"So Mr. President and colleagues, I think that the old adage about throwing good money after bad is personified in this bill and this issue. And I don't think that we should go ahead with this until we get some very clear answers in writing as to what the limits of the state financial liability are and what our options are with Campbell Estate or other people, and what the judiciary intends to do in terms of the criticism that has been leveled at it by the legal community. Thank you."

Senators Tsutsui, Chun Oakland, Nishihara, Hooser and Kim requested their votes be cast "aye, with reservations," and the Chair so ordered.

Senator Kanno rose in support of the measure and stated:

"Mr. President, I'd like to rise in support of the measure.

"Mr. President, I just wanted to address that one of the facts that was not mentioned by the previous speaker is that in the creation of the secondary urban center, the New City of Kapolei, which was a commitment from both state and city government, that the Campbell Estate provided a number of parcels free to the state and that a portion that the building is designed to sit on is one of these parcels. So, although we are considering an appropriation to purchase the remaining four acres, the rest of the site has been donated by Campbell Estate.

"The history of the 'Second City' is that it really is the creation of a job center and part of the strategy there is to have traffic going the other way. For those of us who fight the morning traffic every day into town, I think we all recognize that the worst traffic on the island is coming into town from the West End into Honolulu. The West End is already burdened with many of the services that serve the whole island – a landfill, power plants. Many of the negative projects in our community are literally dumped on the West Side of the island. The creation of the new city really created a time for services, positive projects to come out to that side of the island and the judiciary complex is one of those projects.

"So, whereas the residents of my part of the island would very much appreciate the other parts of the island taking ownership of things like the next landfill, the next power plant, I don't see any of those offers forthcoming.

"We would like to encourage the members to keep this project moving forward to support the appropriation. Thank you."

Senator Ihara requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3368 was adopted and H.B. No. 2500, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Trimble).

Stand. Com. Rep. No. 3370 (H.B. No. 2347, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 3370 be adopted and H.B. No. 2347, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Hogue rose in support with reservations and said:

"Mr. President, I rise and I guess I'm going to vote 'yes' on this with reservations based on a letter that I received in my office this morning. We just found out about this yesterday and I think you should be aware of it. This is a letter from the Hawaii School Bus Association and it really calls into question the money management of the DOE. It is a letter addressed to the assistant superintendent of the support services division and I'll make copies available for you if you'd like it.

"It says 'contractors are not being paid within the 30-day period allowed by state law. Payment has been held for as long

as six months. Common excuses are that the program has run out of funds, the DOE cannot give what they do not have, there was an error on your billing statement, the DOE transportation office lost your invoice, you can bill interest after the 30-day period,' just to name a few. 'The contractor's financial position is compromised due to late payments' and it goes on and says 'the DOE has pushed us to the brink. DOE must have funds available for pick up by contractors by Wednesday, April 5, 2006. Payment for services provided through February 15, 2006 must be cleared. We will be unable to provide services on Thursday, April 6th if payment is not made.' And it is signed by several bus companies including Gomes School Bus Service, Akita Enterprises, Kailua Local Taxi and Windward Bus, Yamaguchi Bus Service, Ground Transportation Inc., Roberts Hawaii School Bus, Dodoit's Bus Service, Spencer's Bus Service Inc. I called the DOE to try to get their statement on this particular thing. I was told that the assistant superintendent is on vacation and no one else could answer the questions, so I called the leading signatory on this, Leatrice Gomes, who said indeed they have been paid since they sent this letter and Leatrice Gomes told me she called it a very sad situation that they had to send a threatening letter in order to be paid by the DOE.

"Now, this really calls into question the DOE's money management. I have since found out from a board of education member, he's the one who actually sent me this letter, he says that the DOE is one of only two agencies in the state that provides no aging reports. Every single week aging reports are put forward by other agencies to let them know what they have outstanding, and it would seem to reason that you would want to know what you have outstanding whether it's within 30 days, 60 days, 90 days, six months, etc. The DOE doesn't have to do this and so they run into problems like this all the time.

"I call this to your attention because we have several bills that are going to be coming forward a little bit later. One of them is asking for a chief financial officer for the DOE and I would say that indeed it appears that we need one if we're having these kinds of problems. There is also a bill going forward that talks about financial autonomy for the DOE and I would think that this particular letter would call that into question. So, I'll be happy to pass this letter along to the Chair of Education and hopefully we can all look into this and hope the DOE does a much better job with their money management in the future. Thank you very much, Mr. President."

Senator Slom rose to speak in opposition to the measure as follows:

"Mr. President, I rise in opposition to the bill.

"My colleague was so persuasive that I couldn't go with a W/R. It would have to be a 'no' for a couple reasons. First of all, this is listed here as an emergency appropriation. There's no emergency. This is the DOE again mismanaging funds and not doing its job and not knowing what its priorities are. We're talking about \$5.8 million and the fact that they were given that notice that they had to have the checks. It's my understanding the check was hand carried over to pay them on the 5th of April. This is not how you run a business. It's not how you run a school district.

"And again, it's not because of lack of money. They have the money. It's what their priorities are or their lack of priorities. They're sure down here quick enough to ask us for higher salaries for their district superintendents and others and to add other officers, other personnel. They're really good about that but they're not good about doing the things that they're supposed to do, so I'm voting 'no.' Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3370 was adopted and H.B. No. 2347, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF EDUCATION STUDENT TRANSPORTATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

THIRD READING

Stand. Com. Rep. No. 3395 (H.B. No. 2199, H.D. 2, S.D. 1):

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, Stand. Com. Rep. No. 3395 was adopted and H.B. No. 2199, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL TRADE AGREEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hogue, Slom, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 3398 (H.B. No. 1928, H.D. 2, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 3398 was adopted and H.B. No. 1928, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Whalen).

At 12:15 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:20 o'clock p.m.

Stand. Com. Rep. No. 3399 (H.B. No. 2440, H.D. 2, S.D. 2):

On motion by Senator Hanabusa, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 3399 was adopted and H.B. No. 2440, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ATHLETE AGENTS ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, 2 (Hemmings, Trimble). Excused, 6 (Hee, Ige, Ihara, Menor, Slom, Whalen).

H.B. No. 2412, H.D. 1, S.D. 1:

Senator Taniguchi moved that H.B. No. 2412, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose with reservations and said:

"Mr. President, I rise with reservations.

"Colleagues, this is not what the title claims – a conformity act. It is really an unconformity act. The two most important provisions in the federal code that we have not adopted that we should adopt because it would make necessary all sorts of other tax credits is expanding the standard deduction and the personal exemption. It's the same levels used by the IRS. These are the two most important things that we could do to bring it into conformity. Thank you."

Senator Slom requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 2412, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hee, Ihara, Menor, Whalen).

THIRD READING

MATTER DEFERRED FROM FRIDAY, APRIL 7, 2006

Stand. Com. Rep. No. 3406 (H.B. No. 2400):

Senator Taniguchi moved that Stand. Com. Rep. No. 3406 be adopted and H.B. No. 2400, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak with reservations and said:

"Mr. President, again I rise with reservations.

"My reservations are simple – I'm not sure which particular agency will hold title to the property and the second reservation is that I think that everyone in Hawaii should be guaranteed the right to enjoy this wonderful piece of property. Thank you."

Senator Kokubun rose to speak in favor of the measure and said:

"Mr. President, I rise in support of this measure.

"Just for the record, Mr. President, the agency that will hold the title to this property is the Office of Hawaiian Affairs. They are also providing a permanent easement for public access to the whole valley, with the exception of those culturally significant areas that will be monitored. Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3406 was adopted and H.B. No. 2400, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ACQUISITION OF WAIMEA VALLEY, OAHU," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Hee, Menor, Whalen).

THIRD READING

H.B. No. 1448, H.D. 2, S.D. 1:

Senator Taniguchi moved that H.B. No. 1448, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure and said:

"Mr. President, I rise in opposition to this measure.

"Colleagues, a couple of problems, if you read the bill language closely, it talks about losses and then it includes the term insurance and it includes the term rental. The committee report is silent in terms of exactly what these two terms mean. The bill itself does not define them. The problem is when we

write bills about tax credits, we need to have congruency between the way the people, the citizens of our community read the bill, what we as Legislators interpret or mean by the bill, and what tax accountants are going to advise their clients to do.

“When we talk about rental, are we talking about rental of equipment to clean after the flood damage? Are we talking about lost rental income of a basement that no longer can provide income? Are we talking about the owner having to stay at another place until his place is cleaned out? When you deal with tax credits and an audit section in the Department of Taxation that chooses to interpret the law as conservatively as possible, we must be crystal clear about what we mean.

“The second reservation or objection I have is that this is for economic loss. It should be, if we’re going to come forward and say a tax credit is a reasonable way to approach economic loss, then we should apply it across the board anytime either in the past or in the future an event occurs, say perhaps when the Governor declares a state of emergency, but it should be consistent and it should apply across the board.

“The third problem with this use of tax credits is that there is no way for the Department of Taxation to determine whether the person is actually rebuilding the property or actually claiming money and actually increasing the value, doing an improvement when he rebuilds.

“So, for these reasons, until we have clarity as to what the bill actually will do, I will continue to oppose it. Thank you, Mr. President.”

The motion was put by the Chair and carried, H.B. No. 1448, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Trimble). Excused, 3 (Hee, Menor, Whalen).

H.B. No. 173, H.D. 1, S.D. 1:

Senator Sakamoto moved that H.B. No. 173, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hooser.

Senator Slom rose in opposition to the measure and stated:

“Mr. President, I rise in opposition to this bill.

“First of all, Mr. President, as testimony has indicated, both the Hawaii State Constitution and our Hawaii Revised Statutes are very clear on the requirements for this position. What they have done is to ensure that we have a large and expanded pool of nominees. What this bill would do is reduce the pool of qualified candidates for this position.

“Secondly, the bill I think is very myopic and promotes a ‘National Guard only’ mentality. And thirdly, I think that what we should be able to do is have the flexibility to choose the best leader that we can from wherever that source is as long as that person, he or she, meets the constitutional and statutory requirements.

“So, what we have here is a measure that in fact reduces that pool, reduces the flexibility, reduces the opportunity to have the very best in our leadership. Thank you.”

Senator Sakamoto rose in support of the measure as follows:

“Mr. President, I rise in support of the measure.

“Forty-four other states and perhaps 45 states by this time or soon have the same provision in terms of their leader being a Guard member. One of the testifiers in part of his testimony said ‘the National Guard is the only military organization with a dual mission – one, supporting the state; and the other, supporting the nation. These facts are well known, but I fear that many do not truly appreciate how such an organization must balance the loyalty and commitment to two sometimes competing masters – the State of Hawaii on one hand and the Nation on the other hand.’

“Another testifier wrote ‘it is difficult for a non-guardsman to understand the unique organization and the mission of the National Guard because at first glance one assumes that the guard is a military organization and that anyone with military experience can be the Adjutant General or his Deputy. Nothing could be further from the truth because first and foremost, the Guard is a state organization patterned after the army and air force organization, etc., etc.’

“I can go on, Mr. President, but in essence, the former adjutant general’s of the Guard, many retired officers in the Guard have sent testimony in support of the measure. I believe, especially with homeland security disasters, etc., it’s very important for the Adjutant General to be familiar with what our Hawaii Army and Air National Guard is doing and will do in the future and it makes a big difference for the protection of our State, Mr. President. So I urge my colleagues to vote in favor.”

Senator Ihara requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 173, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hemmings, Hogue, Kanno, Slom, Trimble).

H.B. No. 2457, H.D. 1, S.D. 1:

On motion by Senator Sakamoto, seconded by Senator Inouye and carried, H.B. No. 2457, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE STATE PLAN,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Trimble).

H.B. No. 2796, H.D. 1, S.D. 1:

Senator Kokubun moved that H.B. No. 2796, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Trimble rose in opposition to the measure and said:

“Mr. President, I rise in opposition to this measure.

“Colleagues, there’s an awful lot of law to be introducing for what one might presume to be a fairly simple crop. My point being that if we are going to have labeling requirements, these labeling requirements should be consistent for every product that we do, not specific to one or another or another. So, let’s have consistency in the law regarding labeling for honey, for macadamia nuts, and everything else. Thank you.”

The motion was put by the Chair and carried, H.B. No. 2796, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HONEY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

H.B. No. 2331:

Senator Menor moved that H.B. No. 2331, having been read throughout, pass Third Reading, seconded by Senator Baker.

Senator Trimble rose to speak in opposition as follows:

"Mr. President, I rise in opposition to this measure.

"Colleagues, we're talking about professionals – people that are licensed that have some level of knowledge that the state requires before they practice on other people. Every individual becomes obsolete very rapidly and the best way to maintain proficiency is through practice. By carte blanche allowing people to go to inactive status and then bring it back is not a guarantee that they have maintained their professional knowledge during the period of time that their license was inactive. Thank you."

The motion was put by the Chair and carried, H.B. No. 2331, entitled: "A BILL FOR AN ACT RELATING TO AN INACTIVE STATUS FOR PROFESSIONAL AND VOCATIONAL LICENSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

H.B. No. 2145, H.D. 2, S.D. 1:

On motion by Senator Kim, seconded by Senator Kokubun and carried, H.B. No. 2145, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL TOURISM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Hooser).

H.B. No. 970, H.D. 1, S.D. 1:

Senator Taniguchi moved that H.B. No. 970, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Hooser rose in support of the measure and stated:

"Mr. President, I rise in support of H.B. No. 970.

"Colleagues, Mr. President, I want to first thank the members of the Ways and Means Committee and especially the Chairman for supporting H.B. No. 970, which provides emergency relief to victims of the Kaloko Dam tragedy. Also, this bill has been amended to allow those funds to also be spent on an independent investigation.

"On the morning of March 14th, the 115-year-old Kaloko Dam collapsed resulting in massive flooding that caused extensive property damage and the tragic loss of life. Seven people are gone, including a small baby. Since then, we have learned that the dam, though required by law, had never been inspected by the Department of Land and Natural Resources. We've also learned that under state law owners of private reservoirs are responsible for the repair and maintenance.

"We have heard allegations of stream diversion tactics, land alteration, and illegal water retention practices. These circumstances generate both confusion and frustration over what entity may be held liable for this breach. There have been numerous media and citizen reports making claims and accusations about both the actions and inactions of the state, the county and private landowners, and how that may have contributed, caused, or exacerbated the conditions leading to the Kaloko Dam tragedy.

"The people of our state, especially the residents of Kauai, of Kilauea, and Kauai's North Shore deserve and expect a complete and thorough independent investigation into the facts and circumstances that have led to this tragic event. Let us not forget that seven lives have been lost.

"Because the State of Hawaii may be held responsible for this breach in part or in whole, the possibility of the state investigating itself presents a clear conflict of interest. The possibility of a conflict of interest is further evidenced by this emergency appropriation which sets aside funds to help pay for potential future litigation against the state.

"Civil and possible criminal liability needs to be determined. Seven people have died. We have massive property damage and we have a community that is demanding answers. I have in my hand here testimony and signatures from over 300 Kauai residents – residents of the area, residents from throughout the island – whose lives have been forever altered by this tragedy. I promised them that I would enter these comments and this testimony into the public record here on this Senate Floor and that I would have personally delivered to every Senator's office copies of the same.

"Martha Harkey of Kauai writes, 'Those of us who live downstream of this and other reservoirs are committed to finding out exactly why this breach occurred and making sure this will never happen again.' Bruce Fehring in response to questions from the media talking about whether this was an act of God or not is quoted as saying, 'What occurred was not an act of nature. It was a failure of man.'

"The people of Kauai and the people of our state deserve answers, and though I have the highest personal regard for the state attorney general, given the scope of this tragedy, the history of the area, and the conflicts of interest, both real and perceived, it is essential that this investigation be conducted and have the full faith and confidence of the people of our state. Given the scope – again, seven lives have been lost, four are still not recovered, buried under the rubble and mud, or perhaps washed out to sea; tremendous property damage, millions if not tens of millions of dollars, and the insurance companies are denying payment. Lives have been disrupted and changed forever.

"Given the history of this area, which I know personally because I live there, because I've served on the county council there, the track record of all three parties – the state, the county, and the private landowner – is well known over the years. The state and county have often looked the other way as the property owner with impunity – with impunity – has conducted illegal grading, stream diversions, the construction of reservoirs without permits, and the list is long.

"The recent controversy of Pila`a conducted by the same landowner resulted in tons of mud washed upon a reef and over a house. It took years for that to go to court and it took public outrage before government – state, county, and the federal government – finally came forward to act.

“Sitting on the county council, the prior mayor actually told me one time, ‘why does he need a permit? He doesn’t need a permit; he owns all the land.’ The landowner has this tremendous amount of money, a tremendous amount of personal power. I witnessed this myself when I inquired as a member of the county council as to whether the landowner had gotten a permit for berms that had been constructed. Within hours of my inquiry into public works I had a call directly from the landowner – directly from the landowner to me as a sitting council member – asking me what in the heck I was doing, didn’t I know who I was fooling with, and that I’d better be careful. This is what the landowner told me as a council member as I merely inquired whether he had gotten permits for some berms that had been built.

“The conflicts are both real and perceived. The attorney general is a former partner of the landowner’s law firm. The attorney general is responsible for investigating the actions in this matter. The attorney general is also responsible for defending the state from claims that arise from this very same investigation. And again, how can he through acts or inactions that he’s going to be investigating, how can he possibly do a good job of both. I state that the attorney general is in an untenable position and needs to be relieved of this. During a recent public hearing of Ways and Means, I mentioned to the attorney general that I felt that for the credibility of this investigation it was critical that the investigation be thorough and complete, but it was equally critical that this investigation have the full faith and confidence of the people of our state, of the people of Kauai, of the people of the North Shore. The response of the attorney general was, and I quote, ‘by far the most important thing that dwarfs whether certain people on Kauai have confidence in this is that the job is done right, whether or not people subjectively have confidence in it or not, a limited group of people who is in my view far down on the chart in terms of relatives.’ I beg to disagree. I think having faith and confidence in this investigation is paramount – paramount. And I would suggest that Bruce Fehring, the father, and the grandfather and the property owner who lost seven family and friends, I would say that his opinion and his thoughts are relevant.

“I would say that the 25 landowners in Wailapa who also suffered tremendous damage, their opinions, their thoughts, their faith and confidence are relevant. I would say property owners and people on Kauai’s North Shore and throughout our island, their opinions are relevant. The Garden Island Newspaper who came out in support of an independent investigation, their opinion is relevant. The Kauai County Council who support and independent investigation, their opinion and their thoughts are also very relevant. The Mayor of Kauai, who signed a petition for the same, this State Senator who represents District 7, the entire Kauai delegation, two members, two Committees in the House of Representatives who recently passed a resolution supporting the same, yes, I would say that these people’s opinions are relevant. For these reasons and for many others, I ask the Governor of the State of Hawaii and the attorney general to do the right thing – to step aside and support and allow an independent investigation.

“I thank all of my colleagues for supporting the bill that’s before us. Mr. President, in honor of the seven lives that were lost, I request a Roll Call vote. Thank you.”

The motion was put by the Chair and carried, H.B. No. 970, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EMERGENCY RELIEF FOR NATURAL DISASTERS,” having been read throughout, and Roll Call vote having been requested, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3431 (H.B. No. 1155, H.D. 1, S.D. 2):

On motion by Senator Menor, seconded by Senator Baker and carried, Stand. Com. Rep. No. 3431 was adopted and H.B. No. 1155, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO NATUROPATHY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3433 (H.B. No. 3261, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3433 be adopted and H.B. No. 3261, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak in opposition to the measure as follows:

“Mr. President, I rise in opposition to this bill.

“This is one of several bills we’re going to be discussing this afternoon. I really have a problem with this bill. Here is, as the sponsors say, an attempt to create ingenuity and to protect innovation. And if you read the bill and read the bill carefully, it is the state government and the Department of Education and the HSTA and other unions that are involved. And as we’ve seen earlier, the Department of Education can’t even pay their bill for the school busses, can’t manage their money but their going to somehow help create ingenuity and creativity.

“First of all, inventors and creative people don’t get any of their support or help or mentoring from government. They do it on their own. Actually, government usually is the stumbling block for what they’re trying to do.

“In reading through this bill, to me it’s a thinly veiled bill for setting up a state for-profit labor union corporation. The membership, the board of directors, everything comes from the labor unions that are part of this. They have a number of organizations which they have mentioned in here, many of which I’ve never heard of before. It doesn’t mean that they don’t exist or that they haven’t done anything, but it probably does mean that they have nothing to do with business or ingenuity.

“So, if the authors and the supporters of this bill want to be honest and talk about this being another labor union bill where we can siphon public funds, that’s one thing, but to call this an ingenuity creation bill is totally false and I urge a ‘no’ vote. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3433 was adopted and H.B. No. 3261, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO INGENUITY CORPORATION CHARTER,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 4 (Hemmings, Hogue, Slom, Trimble). Excused, 2 (Hee, Sakamoto).

Stand. Com. Rep. No. 3434 (H.B. No. 2715, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3434 be adopted and H.B. No. 2715, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak in opposition to the measure and said:

“Mr. President, I rise in opposition.

“Colleagues, the issue here is a \$200 clothing allowance for policemen. Why are we doing this in an election year? What about the firemen? What about every other professional organization? Let’s not keep dividing our society into little groups and then doling out our largesse a little bit at a time. Thank you, Mr. President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3434 was adopted and H.B. No. 2715, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO POLICE OFFICERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 3436 (H.B. No. 1890, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3436 be adopted and H.B. No. 1890, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure and stated:

“Mr. President, I also rise in opposition to this measure.

“Colleagues, this is a good practice to once in a while look at our sister state relationships. I support it wholly, but I also believe that an important component of that evaluation should be our business community. And because they are notably absent from the list of people that will form the committee that does this evaluation, I must vote against this measure.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3436 was adopted and H.B. No. 1890, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SISTER STATE AND PROVINCE RELATIONSHIPS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Trimble). Excused, 2 (Hee, Hooser).

Stand. Com. Rep. No. 3437 (H.B. No. 1948, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3437 be adopted and H.B. No. 1948, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

“Mr. President, I rise in opposition to this bill.

“As I’ve said before in committee, again, this is an anti-consumer bill. It’s a pro-tax bill. What it does is it expands the reach of the so-called bottle recycling beverage container tax to larger containers which were previously exempted. We saw that people have the good sense. They started buying larger containers. Why? Because they didn’t want to be taxed and overtaxed.

“We note that the state is making a killing on this bill. It has little to do with recycling and has everything to do with finances. And now what we’re going to do, as I said, is to increase the number and kinds of containers. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3437 was adopted and H.B. No. 1948, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SOLID WASTE MANAGEMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 3443 (H.B. No. 1879, H.D. 1, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 3443 be adopted and H.B. No. 1879, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak in opposition as follows:

“Mr. President, colleagues, this is about what started out to be a \$50,000 appropriation. Quite frankly, it takes us more to write a bill, to hear in committee testimony on a bill, to pass a bill than the amount of money that was in it. Quite frankly, if we wanted to devote money to this purpose, it could be put in the budget. We don’t need a separate bill.

“When the Senate version of this bill came before this Body, I got up a spoke because that version had to do with publishing a veteran’s newsletter. This iteration is not for the publishing of the newsletter, but to allow the newsletter to continue to be published. In either event, wherever the purpose, it is a misuse of the budgeting process to separate out a little bit to create an interest group in an election year and say see what we did for you in the State Legislature.

“This is truly akin to bribing people with their own money. Thank you. I will continue to oppose measures like this.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3443 was adopted and H.B. No. 1879, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO VETERANS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 3444 (H.B. No. 1891, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3444 was adopted and H.B. No. 1891, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 3446 (H.B. No. 2961, H.D. 1, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 3446 be adopted and H.B. No. 2961, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure and said:

“Mr. President, colleagues, in the testimony relating to this bill . . .”

The President interjected:

“Are you in support or opposition?”

Senator Trimble responded:

"I'm sorry. I'm speaking in opposition to this measure.

"This has to do with creating another special fund into which receipts from the federal government will be deposited relating to what schools did in terms of the Felix consent decree. The issue is do we need a special fund? So, when the person came from the Department of Education to testify in favor of this he said, well, we need the special fund because we want the people in the field to know that the money that is received is really their money and going to be spent for that purpose. But it is not going to result in and it is not required for that money to be spent.

"So, we indeed are creating a special fund that is not needed and does not meet the criteria of the legislative auditor for a special fund. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3446 was adopted and H.B. No. 2961, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 3448 (H.B. No. 30, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3448 was adopted and H.B. No. 30, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3451 (H.B. No. 2097, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3451 be adopted and H.B. No. 2097, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition and stated:

"Mr. President, I rise in opposition to this measure.

"This is again another tax credit. It is a tax credit that is only given to people that are taking care of somebody that are 60 years of age or older. If it is appropriate to have a tax credit for care of another, then it should be applied without an age restriction. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3451 was adopted and H.B. No. 2097, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Hee).

Stand. Com. Rep. No. 3452 (H.B. No. 2258, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3452 was adopted and H.B. No. 2258, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 3453 (H.B. No. 3116, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3453 be adopted and H.B. No. 3116, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak in opposition to the measure and said:

"Mr. President, I rise in opposition to this bill.

"I know that a lot of my colleagues read bills and they read bill titles only and they wonder why would anybody be in opposition to a children's health bill and particularly one to take care of children that are uninsured? This Hawaii children's health care program would be established as a public/private partnership between the Department of Human Services and a mutual benefits society, but it's questionable whether to prefer a mutual benefit society generally or one of our health care providers, HMSA specifically, to run this program.

"This program could be run by an HMO, could be run by a for-profit health insurer, and the program should be subject to a fair and impartial public procurement process, but under this bill it is not. To provide a unique franchise to one medical carrier will tend to put them in the driver's seat making profits off the program itself.

"The measure requires that children must have been uninsured continually for at least six months in order to qualify for this program. It doesn't ask the question or require anything as to why the children have been uninsured, whether or not they or their parents have the financial ability to insure them, so it leaves a lot of questions in that particular instance. But more importantly, it doesn't detail the cost of the program to the state and to the taxpayers or to members of the mutual benefit society, because if they take it over and subsidize it in any way, it is fair to anticipate and expect that their member dues will increase, as has been the situation in the past when this Legislature has passed mandates.

"There are also so many provisions right now that will take care of children who are uninsured, through the Medicaid process and the federal process, and yet this seems to carve out a special area for those people that really don't want to pay anything. They have to pay a portion of Medicaid. But if they don't want to pay anything and the child is uninsured for six months, then the taxpayers get to pay for it entirely. We use a formula of 250 percent of household income, 251 percent of the federal poverty level. The new program is not a Medicaid program, and as such would not bring in any federal monies to the State of Hawaii to offset the costs of the program.

"So, I think there are many questions that are unanswered. I don't think it's going to serve uninsured children. I don't think it's going to solve the problem that the supporters want it to and it can actually evolve into a tremendously costly program and one that is unfair to people that are paying and are able to pay for at least a portion of medical care for their children as is their responsibility. Thank you."

Senator Baker rose to speak in support of the measure as follows:

"Mr. President, I rise in support of this measure.

"Mr. President, this is a wonderful example of a public/private partnership in support of providing health

insurance for our keiki. This bill provides gap coverage for those who can't afford insurance but don't qualify for Medicaid. With the enactment of this bill and the stellar provisions that the Department of Human Services has made to our SCHIP (State Children's Health Insurance) program we will have 100 percent of children in our state covered for health care. We would be the first state in the nation to do so and I think this measure needs to continue to move forward because it gives us the opportunity to make certain that there will be, from a health standpoint, truly no child left behind, and that's as it should be.

"Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3453 was adopted and H.B. No. 3116, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CHILDREN'S HEALTH CARE PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 3454 (H.B. No. 1723, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3454 was adopted and H.B. No. 1723, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL INVESTMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Slom, Trimble).

Stand. Com. Rep. No. 3458 (H.B. No. 266, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3458 was adopted and H.B. No. 266, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LABOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 3459 (H.B. No. 1867, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3459 was adopted and H.B. No. 1867, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 3463 (H.B. No. 2558, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3463 was adopted and H.B. No. 2558, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VOCATIONAL REHABILITATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 3464 (H.B. No. 2692, H.D. 1, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 3464 be adopted and H.B. No. 2692, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Inouye requested her vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3464 was adopted and H.B. No. 2692, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 3465 (H.B. No. 2947, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3465 was adopted and H.B. No. 2947, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Slom, Trimble).

Stand. Com. Rep. No. 3466 (H.B. No. 2950, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3466 be adopted and H.B. No. 2950, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak in opposition as follows:

"Mr. President, again I rise on this VEBA trust bill. It is a bad bill. It excludes retirees and others. It again seeks to circumvent any financial control that the state has on health care and retirement payments, but particularly health care.

"First we started out with HSTA seeking a VEBA trust, going back to a VEBA trust. Now we have it open for all unions and no responsibility for them. We also have an ongoing claim by the attorney general trying to get back funds from these other unions who took the porting of state funds years ago then were able to cut people off their list of medical coverage so that they could selectively cherry pick and get lower rates, thus saving money from what they got from the state. But they never returned the money and to this day has refused to, to this day have refused to cooperate with the legislative auditor, and to reward them for their bad behavior would be criminal on our part. Thank you."

Senator Hanabusa rose in opposition and stated:

"Mr. President, I rise in opposition to H.B. No. 2950.

"Mr. President, this is identical to the Senate version that I rose to speak in opposition to and it is really for those reasons that I rise again. The concerns that I raised in the last opposition speech has not been addressed, and I wonder what we are saying by failing to address those concerns. We know that this bill is in the same form that we saw earlier. We also know that it is in a very similar form that the HSTA bill came before us last year. After negotiations between the HSTA and the attorney general for the EUTF, they reached an agreement with many stringent controls. This bill doesn't have any of that.

"This bill is also another three-year project. We already have one going and it's called the HSTA's project and we're going to

give everyone else the ability to do yet another three-year project without any of the constraints.

“What the HSTA gave up in their VEBA is the ability of the attorney general and any of its members to come forward and to contest what is being done. They have a right very similar to what an ERISA beneficiary does, actually, probably more so because the attorney general has the right to go in and audit – an important aspect of it when you look at what happened with the state health fund and the fact that they’re still auditing at great expense to us.

“Again, what we’re doing here is we’re ignoring the wishes of the retirees – those retirees who came before us after watching what the EUTF could do and said we do not want to be in these VEBA trusts. This VEBA trust doesn’t give them a choice if they’re in the plan now, if they’re an active employee now. It gives everyone a one-time out into a VEBA but not a chance back in.

“Since the last hearing that we had on this measure, Mr. President, the chair of the EUTF came to see me. He was one of those who I consider to be a disbeliever when we formed the EUTF, and he told me it’s working; it’s really working. He says the costs are under control and very shortly we’re not going to need additional funds to run the EUTF.

“So what are we doing when we pass this measure again in the same form without even addressing these issues – the inequity to HSTA, the concerns of the retirees? What are we saying? We’re saying what? We don’t care? These concerns are deminimis? Of course they’re not. We made HSTA go through it the last time.

“Mr. President, the Senate bill went over. To pass the House bill in this form again, the same thing without even addressing these issues, without giving credence to the fact that the EUTF is working, without paying respect to those retirees who are now coming out of the woodwork and saying please protect us, don’t put us into the VEBA plans because we know what’s going to happen to us – we’re not going to have the voice; we’re not going to have the benefits. But worse than that, Mr. President, we have a structure that works. It was passed based on the recommendations of Marion Higa. She set forth what we should do and we did it. And it does work. We’re saving money and it’s going to be self-sufficient very shortly.

“What gives me the greatest sense that we’ve done something right is to see those who stood in opposition now be the executive director of the EUTF who supports it and to have those who now chair it, also a union representative, say it does work and with a funny smile on his face saying yes, it does work.

“So what are we doing? We don’t even address these concerns. We’re not even looking at it. And we know that when we create additional VEBAs, we’re going to be back where we started from before the creation of EUTF, which means that if Marion Higa’s projections are correct, we will be paying a billion dollars in health fund costs by the year 2013, and you know what that means.

“My main reason in opposition to all of these VEBA trusts after we created the EUTF was very simple – it’s the retirees that we’re not going to be able to keep our word to because they are going to have their benefits cut. They are going to have to pay like everybody else does. Maybe that’s what some people feel. I believe that to the extent that we can keep our word, we keep our word. We don’t make those retirees pay. Many of them are earning only \$500 a month in retirement. The amount they save by not having to pay for their premiums is a

substantial savings for them. It can mean many things – food, the ability to pay more in terms of added benefits to their quality of life. All of these things will be at risk because it has historically been at risk and it has been challenged – challenged every time in the private sector.

“Look at the private sector. Look at those who were able to keep their word to their retirees. They are not able to do so, because remember, once you are a retiree, you are not a member under Chapter 89 and this bill doesn’t even reference that. You have no representation rights. You have no duty that you can go to your union and say you owe me a fiduciary duty – you don’t have any of that. And if we pass a bill like this, we’re basically thumbing our noses at everyone.

“So Mr. President, I ask that you and my colleagues vote in opposition to this measure and send a very clear message as to what are we doing. Thank you.”

Senator Sakamoto requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3466 was adopted and H.B. No. 2950, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES’ BENEFICIARY ASSOCIATION TRUSTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 15. Noes, 10 (Hanabusa, Hee, Hemmings, Hogue, Kim, Kokubun, Nishihara, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 3467 (H.B. No. 2952, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3467 be adopted and H.B. No. 2952, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Inouye requested her vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3467 was adopted and H.B. No. 2952, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC WORKS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen).

Stand. Com. Rep. No. 3469 (H.B. No. 2109, H.D. 1, S.D. 2):

Senator Tsutsui moved that Stand. Com. Rep. No. 3469 be adopted and H.B. No. 2109, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator English.

Senator Trimble rose to speak in opposition to the measure and said:

“Mr. President, I rise in opposition to this measure.

“Colleagues, what this bill does is create one position. I don’t think we need legislation to create one position at a time. It deals with an issue that over the past 37 years has been responsible for 89 deaths. If we were to create a coordinator that investigated or that dealt with every conceivable thing that over a 37-year period dealt with 89 deaths, we’ll be creating a large number of new state positions. Thank you, Mr. President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3469 was adopted and H.B. No. 2109, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Hooser, Taniguchi).

Stand. Com. Rep. No. 3470 (H.B. No. 2187, H.D. 2, S.D. 2):

Senator Tsutsui moved that Stand. Com. Rep. No. 3470 be adopted and H.B. No. 2187, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator English.

Senator Trimble rose in opposition to the measure and stated:

"Mr. President, I rise in opposition to this measure because the bill as written excludes the vendor from being in the private sector that would provide ambulance service for the Island of Oahu. Thank you."

Senator Baker rose in support of the measure as follows:

"Mr. President, I rise in support of this measure.

"Just for the information of some of our colleagues, it is the hope, and this bill acts on that hope, that we will be able to return to the aero medical transport services previously provided by MAST. If that is possible and in order for us to be in line to return to government MAST services, and the military has provided us with aero medical airlift on the Island of Oahu for many, many years at no cost to the state, I might add, we need to make sure that we contract with a government provider on an interim basis. That's why the bill is written as it is. The military won't replace a private company providing the service.

"Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3470 was adopted and H.B. No. 2187, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY MEDICAL SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 3 (Hemmings, Slom, Trimble). Excused, 2 (Hooser, Taniguchi).

Stand. Com. Rep. No. 3472 (H.B. No. 1922, H.D. 1, S.D. 2):

On motion by Senator Tsutsui, seconded by Senator English and carried, Stand. Com. Rep. No. 3472 was adopted and H.B. No. 1922, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Taniguchi).

Stand. Com. Rep. No. 3475 (H.B. No. 2214, H.D. 1, S.D. 2):

Senator Tsutsui moved that Stand. Com. Rep. No. 3475 be adopted and H.B. No. 2214, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator English.

Senator Hogue rose with reservations and said:

"Mr. President, I'm going to rise to vote with reservations on this one.

"I think that we have a title problem now. It is relating to the rental motor vehicle surcharge tax and originally this was going to reduce the tax from \$3.00 to \$2.00. That language was taken out. So currently, all you've got there is that there's a paperwork reduction which would mean that in fact the bill as now written has nothing to do with a vehicle surcharge tax. If it ended up being a tax decrease, I could vote for it, but as it is right now, I don't think it's going to pass muster so it's got to be corrected somewhere along the process. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3475 was adopted and H.B. No. 2214, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3481 (H.B. No. 2641, H.D. 1, S.D. 2):

On motion by Senator Tsutsui, seconded by Senator English and carried, Stand. Com. Rep. No. 3481 was adopted and H.B. No. 2641, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Hogue, Slom, Whalen). Excused, 1 (Taniguchi).

Stand. Com. Rep. No. 3482 (H.B. No. 2778, H.D. 2, S.D. 2):

Senator Tsutsui moved that Stand. Com. Rep. No. 3482 be adopted and H.B. No. 2778, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator English.

Senator Slom rose in opposition to the measure and stated:

"Mr. President, I rise in opposition to this bill.

"While this bill has come a long way and has had many changes, the fact of the matter is that I've heard all of the testimony, I've read the testimony, I've read the complaints from people that say they can't get access to language. Nowhere does anybody talk about the responsibility for speaking the language of this country. We're seeing this debate everyday now on the news about immigration and about language. We see that anybody can access benefits at taxpayer's cost in our country without really having any responsibility whatsoever and no responsibility for themselves.

"We also heard some tear-jerking testimony about people that committed suicide because they thought it was embarrassing to have a member of their own family translate for them. If we go to any other country, Mr. President, if we go to any other circumstance, first of all they have immigration laws, they have language laws, they have other laws that we as outside non-citizens have to apply to. This country is becoming the number one patsy in the world and the taxpayers are paying for everything.

"Now, I obviously don't want to deny anybody that needs specific services the right to those services, but all of the testimony I've heard was that it was difficult, it was inconvenient, it was uncomfortable, it was this, it was that. This is a far cry from immigrants that came to our country, helped build our country, but took a stance that they were part of this country. They learned the language. They learned the mores. They tried and worked very hard for citizenship.

"What we're doing right now is trying to give people a pass because all they do is whine and snivel and I won't be part of that. I vote 'no.' Thank you."

Senator Kim requested her vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3482 was adopted and H.B. No. 2778, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Slom, Trimble, Whalen). Excused, 1 (Taniguchi).

Stand. Com. Rep. No. 3483 (H.B. No. 3121, H.D. 2, S.D. 1):

On motion by Senator Tsutsui, seconded by Senator English and carried, Stand. Com. Rep. No. 3483 was adopted and H.B. No. 3121, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3485 (H.B. No. 1917, H.D. 2, S.D. 2):

Senator Tsutsui moved that Stand. Com. Rep. No. 3485 be adopted and H.B. No. 1917, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator English.

Senator Slom rose to speak in opposition as follows:

"Mr. President, I rise in opposition to this bill.

"Again, we in the Legislature particularly have used the vehicle of salary commission to mask the intention of raising our own salaries, giving us more benefits. Now we want to put it in the constitution and make sure that everybody in public office, regardless of branch of government, is automatically going to get the benefits and salary increases and the public will have little or no opportunity either to find out about it or certainly to vote no against it. I think it's a bad policy. We should be ashamed."

Senator Ihara rose to speak in opposition to the measure and said:

"Mr. President, I rise in opposition to H.B. No. 1917.

"Mr. President, I'm concerned about putting the salary increases for the leaders of all branches of state government in the hands of one salary commission. Though intended to increase fairness and consistency, I believe that this super salary commission would increase the possibility of mischief and inappropriate negotiation amongst leaders of the three branches.

"For example, if one branch does not deserve a large salary increase, they would probably, nonetheless, get that increase because the salaries of the other two branches would also be included in a recommendation and the Legislature would have to turn down the recommendation in its entirety. I'm also concerned because it was just last July that the Governor, Lt. Governor, the cabinet, and judges started their recent salary increase, and Legislators, we got a salary increase, though small, after the last election in 2004.

"Further, the timetable set in this constitutional amendment would increase salaries of the Governor, Lt. Governor,

department heads and judges four years earlier than the current schedule and three years earlier for Legislators.

"For these reasons, Mr. President, I must oppose the bill in its current form. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3485 was adopted and H.B. No. 1917, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII CONSTITUTION RELATING TO THE ESTABLISHMENT OF A SALARY COMMISSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 5 (Hemmings, Hogue, Ihara, Slom, Trimble). Excused, 1 (Taniguchi).

Stand. Com. Rep. No. 3486 (H.B. No. 2051, H.D. 1, S.D. 2):

Senator Tsutsui moved that Stand. Com. Rep. No. 3486 be adopted and H.B. No. 2051, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator English.

Senator Trimble rose to speak in opposition to the measure as follows:

"Mr. President, I rise in opposition to this measure.

"Colleagues, have you forgotten Chuck Berry? Have you forgotten the Man Act of 1910? It is against the law to traffic in humans or minors. We do not need more law. If anything is called for, it is better enforcement. We cannot continually expand our law and think that we're accomplishing our goal.

"So let's be honest with ourselves. Let's seek better enforcement, but let's not mindlessly expand our law. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3486 was adopted and H.B. No. 2051, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROTECTION FOR VICTIMS OF HUMAN TRAFFICKING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Taniguchi).

Stand. Com. Rep. No. 3487 (H.B. No. 2204, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3487 be adopted and H.B. No. 2204, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition and stated:

"Mr. President, I also rise in opposition to this measure.

"All lands are not the same. I have no disagreement with the percentage. In fact, in some lands, the percentage of revenue given should be perhaps 100 percent. My issue has to do with harbor lands. Ninety-five percent of what we as a society consume comes through our harbors. So when 20 percent of the revenue that harbors collects on ceded lands, which is most or much of the land in the harbor, what it truly represents is a tax on all the people of Hawaii. I think it is inappropriate to apply a tax to the use of harbors for one exclusive group. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3487 was adopted and H.B. No. 2204, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," having been read

throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Stand. Com. Rep. No. 3488 (H.B. No. 2277, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3488 was adopted and H.B. No. 2277, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Stand. Com. Rep. No. 3495 (H.B. No. 2179, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3495 was adopted and H.B. No. 2179, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 3504 (H.B. No. 1800, H.D. 1, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 3504 be adopted and H.B. No. 1800, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure and stated:

"Mr. President, I rise in opposition to this measure.

"Colleagues, I was probably the only one in the Senate that voted against the original bill that established the 5 percent withholding for sale of property that involved out-of-state residents. The reason why I voted against the original bill is pertinent. It is because there was a supposed loophole but there were no concrete examples of people that took advantage of it.

"Now we seek to raise that 5 percent. But colleagues, even though the capital gains tax exceeds 5 percent, capital gains is supplied to the gain. The tax is not paid on the total value or percentage of the total value of the sale. So quite frankly, I'm not aware of very many investments where the recipient, the out-of-state resident would get such a huge capital gain that it would not be covered by our existing taxes if we maintain the requirement to require deposit of 5 percent. Consider the issues and the math clearly before you vote.

"Thank you."

Senators Espero and Inouye requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3504 was adopted and H.B. No. 1800, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SALE OF REAL PROPERTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Hogue, Slom, Trimble).

Stand. Com. Rep. No. 3505 (H.B. No. 2239, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3505 be adopted and H.B. No. 2239, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Menor rose to speak in favor of the measure and said:

"Mr. President, I rise to speak in favor of this measure.

"Mr. President, I ask my colleagues to vote in support of this bill which would authorize HCDCH, our state housing agency, to undertake negotiations with the owners of Kukui Gardens, initiate condemnation proceedings if negotiations fall through, and appropriate monies for the purchase of Kukui Gardens. I strongly urge my colleagues to support this measure. If we are serious about addressing our affordable housing crisis then passing this measure to the Governor before the end of Session must be a matter of the highest priority.

"There are many reasons to support this legislation, including the results of the analysis conducted by the Joint Legislative Affordable Housing and Homeless Task Force. In its report the task force concluded that a key element of any plan to address our affordable housing crisis requires the preservation of our existing affordable housing rental stock, which includes for purchase and, in particular, rental units as well. The task force also concluded that a top priority of the state has to be assisting those who can least afford to purchase housing in the present market. These individuals and families, the kind who now live in Kukui Gardens, are in the greatest need of access to affordable rental units. This measure can help the state meet both of these critical objectives.

"The location of Kukui Gardens is also ideal for solving other problems such as providing badly needed affordable workforce housing in our urban core in close proximity to our island's primary labor market. Keeping affordable rentals in Honolulu also makes sense from a planning perspective in that it reduces urban sprawl and the need for additional residential housing in outlying suburban communities such as the community of Mililani that we both represent whose growth has already negatively affected the quality of life of residents and contributed to many problems such as traffic congestion and overcrowded schools.

"Of great concern is the distinct possibility that the conversion of Kukui Gardens into expensive condominiums could leave many residents homeless and further exacerbate another growing social problem. But even if we are in agreement on the rationale that I have just offered, there are other factors we should keep in mind as we consider this bill.

"For instance, I've been told that the owners of Kukui Gardens have been contemplating the sale of Kukui Gardens at a price tag of between \$109 and \$130 million to a private entity. At that price range, there is no way that a private buyer could keep all or even most of the units in the affordable price range and still make a good return on the investment. After paying such a price, a private entity, in all likelihood, would have to convert a portion if not all of the units into for-sale condominiums to make the venture sufficiently profitable.

"Consequently, Mr. President, I see no alternative other than the state stepping in if there is to be any hope of keeping all of the units affordable. A state purchase would also enable a public/private partnership with a nonprofit organization under which the state could enter into a lease arrangement with a nonprofit entity to operate and maintain Kukui Gardens as an affordable rental complex.

"In addition, it should also be emphasized that there are currently 857 affordable rental units at Kukui Gardens and to start from scratch and to build a comparable number of rental units in another location would be cost prohibitive and far in excess of what it would cost to purchase Kukui Gardens.

"In any case, Mr. President, if we want to maintain this project for affordable units in perpetuity, it's going to require the state to step in and underwrite the purchase, and here, timing is critical. If we are going to structure this action in a manner most favorable to the state, the state must act now before the owners sell to a private entity. Otherwise, if a sale to a private investor occurs before the state undertakes condemnation proceedings, the determination of just compensation could be adversely affective. The condemnation price would no doubt be much higher if it were set after the project is sold. In this scenario, in which the starting point in the germination of just compensation is the high sales price, the result would be the state paying a substantially higher condemnation price than if negotiations were undertaken with the owners of Kukui Gardens now.

"Finally, I've spoken with one of the principal owners of Kukui Gardens who expressed to me an openness and willingness to negotiate with the state. Given all that we know about the need to keep this project affordable and the importance of consummating a deal before this property is sold at a high price, now is the time to strike while the iron is hot. I ask my colleagues to vote in favor of this important affordable housing measure. Thank you."

Senator Slom rose to speak in opposition to the measure as follows:

"Mr. President, I rise in very strong opposition to this bill.

"It's interesting that we have members of our group here that the first thing they say is there's no other thing that I can see other than to have the state step in, and they always seem to propose and support legislation where the state steps in. And everywhere where they have allowed the state to step in, the consumers get stepped on or step in it because it has not resolved the problem, and neither will this proposal.

"First of all, let's be clear about this. This is a federally financed project with a lot of restrictions to it. The restrictions continue for another five years. It's not like we're under the gun that we have to act today or tomorrow. Five years – that's what's in the requirements. And if the buildings are sold, then the new owners in fact must also acquire those restrictions for a minimum of five years. In fact, there are negotiations going on, as the good Senator knows quite well, and what happens with those negotiations, we don't know. No one knows. They could be extremely positive. They could help us in many ways. But to say that the only thing that we can do is to have the heavy hand of state government get involved in yet another area is wrong. It's absolutely wrong.

"Of those 857 units there in Kukui Gardens, I would say that probably being very conservative, as you know I am, Mr. President, maybe 856 are rundown and need repair, renovation or reconstruction. When you have the state get involved, when you forcibly do something, when you forcibly make compulsory certain rates, you make sure that you do not get repairs done, you do not get any new construction, you do not get any benefits for individuals living there.

"Yes, we have an affordable housing problem. Yes, we have a homeless problem. We've been talking about it for 20 years. All we've done is exasperated it. One of the reasons that people are homeless or are near homeless is because of the things that

go on right in this big square building. We raise their taxes. We raise their fees. We make sure that it is unhealthy for them to continue living financially in an environment where we continue to raise all of the costs, including the cost of their gasoline, by the way, which I'm sure we'll address later as being the only state method to take care of this.

"The point here is that we have negotiations. We've got the time. We really should be talking about renovating, rehabilitating, repairing or reconstructing these units so that we give decent housing to individuals. And one man's idea of affordable is completely different from another's. We do know, however, that the cost of housing, the cost of rentals are going to be influenced by the cost of taxes, the cost of impact fees, the cost of development, the cost of everything that we require of anybody building or developing.

"The good Senator from Mililani didn't talk anything about relaxing restrictions on zoning, on fast tracking housing, on alternate means of housing, such as trailers and manufacturing housing – these things which we can do and should do to increase the supply of housing, because after all, that really is the solution. If we want a solution that is going to affect many more people and give them choices, then we must give them choices in the housing that we have.

"But of all the things that the speaker said, probably the most disturbing is that he is a very strong and consistent and unwavering advocate of the heavy hand of government and he used the term that the state by force of eminent domain or other force could take over the project. Here we are, trying to address that very situation where we take private property or privately developed property to give it to someone else who is favored. We're fighting that problem on the various neighbor islands, on this island right now. People are scared to death that first of all they're going to be taxed out of their property, or secondarily, the government which they used to depend on and we used to rely on for safety is going to take their property because it finds a higher or better or more economical use.

"So Mr. President, there are many bad reasons for this bill. We can pander to people and let them think that we're doing something in their name, but there's not even a cost figure here. We don't know how much we're going to force our taxpayers to pay for this. Right now it's one dollar. But it could be millions or tens of millions or more than that. And to go in without a plan and just say let's have the government do it, let's have the government run it, let's have the government condemn it is no plan whatsoever and really does not speak to the integrity of those who have build housing and stand ready to help in the affordable field in the homeless field and their only obstacles thus far have been the obstacles that we place in their way here in government.

"Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3505 was adopted and H.B. No. 2239, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAND ACQUISITION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Slom, Trimble). Excused, 1 (Hogue).

Stand. Com. Rep. No. 3511 (H.B. No. 3077, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3511 be adopted and H.B. No. 3077, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition and stated:

“Mr. President, I rise in opposition to this measure. Colleagues, this is the third time I’ve been given the opportunity to speak thusly.

“If we look at the committee report, if we look at the fourth paragraph concluding sentence, ‘Furthermore, Rosette Steel Hawaii products and technologies can also be exported to the neighboring islands and countries in the Pacific Rim.’ That’s impressive. I was impressed. I look forward to the first hearing that we had on the Senate version of the bill in Economic Development. I look forward to it because if done rightly, it really would have the potential for export.

“And so, when the principal of the firm came up, I asked him where the picture was, or he told me where the picture was that he was showing us. It was at Pier 1. Wow, I was impressed because Pier 1 is a foreign trade zone. It is authorized by the foreign trade zone board for this kind of activity. So, I asked the principal, I said, ‘Wow, can I see the picture a little bit better.’ And when he showed it to me, I said, ‘Well, this isn’t Pier 1 because there are vertical beams in the warehouse and there’s no such building like that at Pier 1.’ He said, ‘Oh, I’m sorry, it’s not really at Pier 1. It’s where I bought the plan from.’ And that kind of intrigued me a little bit and so I said, ‘Well, where are you planning to get your steel from?’ knowing that the two companies in Hawaii that import steel or have imported steel were Dole Pineapple and Maui Pineapple, both of which manufacture in a foreign trade zone. I wanted to see how much the guy really knew about antidumping and countervailing duty, because if he was serious he would have a dual operation – one making for domestic clients and using foreign steel for making for foreign clients. He didn’t know what the terms meant.

“I was concerned. I was concerned for a variety of reasons, one of the reasons is if he doesn’t know very much about steel or how steel is competitively priced in Hawaii, then why is he asking for authorization for bonds? Is he asking for authorization of bonds because he really intends to get the money or is he going through the process because having the Legislature approve his request gives his firm credibility and gives him the capacity to go out and raise private venture capital. I’m concerned about that. I’m concerned about it because we did not do our own due diligence in determining the capacity of this person to perform in an activity that we presume but are not certain are in the public interest. If this should be some kind of shell game, then I think that if we give approval then we run the risk of potentially being liable.

“So I ask you seriously to consider giving a ‘no’ vote to this bill until we understand more about it. Thank you.”

Senator Slom rose to speak in opposition to the measure and said:

“Mr. President, I, too, rise in opposition to the bill.

“Mr. President, the more information you find about the principal of this organization, the more troubling it is. After going through research information in just the last 24 hours, there are stories that appeared in the Pacific Business News of promises made and yet uncompleted, the Honolulu Advertiser, the Honolulu Star Bulletin. But there are things that were completed and that should be known to members.

“I don’t know where this bill came from. I don’t know who is supporting this. Normally, we have passed in the past special purpose revenue bonds because they were for a charitable or eleemosynary reason and there was very little debate, very little

discussion. But we did look at some of the more technical bills like Chill Water and things of that nature to make sure who the principals were, what their capabilities were. Because as the good Senator from Waikiki and Downtown just mentioned, there has always been the issue and the discussion whether or not the state is liable should something go wrong.

“Up to this point, the questions and the issue of liability had to do with if the project failed would there be a financial liability here. Generally we believe that the answer to that is no, that there is no financial liability. But how about if the state puts its seal of approval on a project with an individual with a very interesting background that doesn’t have the experience and the ability to complete the project? And if we know about this beforehand, before voting and before authorizing, does that then change our level of liability? We can leave it for the lawyers but I would suggest that at best it makes a very strong case.

“What we do know about the principal – and as I say, I don’t know where the bill came from and who is the big supporter or supporters – but what we do know is that this principal has used several different names, several aliases. We do know that between November 1977 and December 8th of 2005, this individual was arrested seven times – mostly for DUIs and misdemeanors, criminal contempt – was convicted on all seven arrests. We also know that this individual was arrested in the Country of Ghana. Apparently, they didn’t like his business savvy or the contract or the promises that he made there. As was said, there was in open testimony a promise that this facility exists in a location where in fact it does not exist.

“So I would be very happy to have any members of the Senate, and particularly those who have supported this legislation, to correct me if I am in error or if the public records are in error. I’d be very happy to share this but I would suggest very strongly that having raised these issues about this individual and about the individual’s background and lack of experience and lack of completion, that we raise a real danger and a real red flag for our Legislature should we proceed.

“Again, I’ll be very happy to have anyone stand up and correct my statements or the record. Thank you, Mr. President.”

At 2:38 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 2:42 o’clock p.m.

By unanimous consent, Stand. Com. Rep. No. 3511 and H.B. No. 3077, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST ROSETTE STEEL HAWAII,” were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 3513 (H.B. No. 1923, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3513 be adopted and H.B. No. 1923, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak in opposition as follows:

“Mr. President, again I’m forced to vote ‘no’ on this bill only because it creates or allows the provision for the HTA to continue to hire outside attorneys outside of the state, outside of the attorney general. Well they have that permission now but they want complete authority to do it permanently. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3513 was adopted and H.B. No. 1923, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Hooser).

Stand. Com. Rep. No. 3515 (H.B. No. 2678, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3515 be adopted and H.B. No. 2678, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak in opposition to the measure and said:

"Mr. President, I rise in opposition to this measure.

"Colleagues, the term incurable is something you discover after the fact. You can't look forward and with any degree of real certainty know what you're talking about.

"This issue has to do with changing what the hoops that the employee retirement system and potential retirees have to go through if indeed there is somebody that has an incurable condition that is getting worse over time. Continually to revisit the employee retirement system to deal with one little issue at a time that does not have wide application is a misuse of this legislative process and I will continue to stand up and speak against measures such as this.

"Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3515 was adopted and H.B. No. 2678, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Hooser).

Stand. Com. Rep. No. 3516 (H.B. No. 1918, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3516 be adopted and H.B. No. 1918, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Ihara rose with reservations on the measure and said:

"Mr. President, I have reservations on H.B. No. 1918.

"This bill would implement a constitutional amendment, which I oppose as currently written. However, should the voters adopt this amendment, this bill would be needed. Besides my concerns raised on the constitutional amendment bill, my specific concern on this bill is that while the commission will recommend salary increases for leaders of all three branches, this bill would give the nominees of one branch, appointees of one branch a majority of the commission. Right now, the bill says that the Legislature appoints four members, the Governor two, and the judiciary one for a seven member commission. I believe no one branch of government should have a majority of appointees on a salary commission that affects all three branches. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3516 was adopted and H.B. No. 1918, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO

COMMISSION ON SALARIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Hogue, Slom, Trimble).

Stand. Com. Rep. No. 3518 (H.B. No. 3118, H.D. 1, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 3518 be adopted and H.B. No. 3118, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"Mr. President, I stand in opposition to this bill.

"Well, this is the granddaddy of them all. This is a bill that came from the House originally and according to the sponsor of the bill, quote, 'these new ideas will change the way business defines success, creating a public benefit that is far greater than government could ever achieve by itself,' unquote. The purpose here is to create, actually create responsible corporations that are created in the eye of government and that they will do what the government wants them to do.

"It's interesting that the testimony in support came from the Democratic Party of Maui, the Democratic Party of Oahu, and some organization name Moveon.org. I'm not familiar with them. I don't know if it's a transportation organization or what. Their whole concept here is that corporations need to be more responsible. They need to do more what certain people in government tell them that they should do. And if they do those things, those certain people in government will see that they are rewarded by paying less corporate income taxes. They really attack the profit motive because that's a bad thing and they say that, quote, 'it is ignoble servitude to merely pursue profit over conscience, morality, and the common good,' unquote.

"Now Mr. President, we both know there are some bad corporations just like unfortunately there are some bad Legislators. That's the way it is, the luck of the draw, but a corporation does have a social responsibility, and as the eminent Nobel Prize-winning economist Milton Friedman said years ago – that primary responsibility is to stay in business and make a profit because if they do, they provide a valuable service or good, they create jobs for individuals, they create choices for communities, they create income. If, however, they are of the Enron variety, then they should be prosecuted for violation of any law. But to believe that a government, particularly a state government, can create a responsible corporation, a responsible business corporation, from looking back at some of the trends within our state government, I think is really fooling ourselves and fooling the public.

"We can laugh at bills like this, as some have done, but I think really it gives us an insight into the minds of those people that don't trust business and they certainly don't trust profit because we are usually working in a profitless environment here. We're spending other people's money. We're spending their incomes. We're spending their lives for them. We don't care whether they really profit out of education or anything else. We don't hold anybody responsible, but yet we're willing to create the responsible business corporation act. And as the sponsor said, we could be the first in the nation to do this. Ah, yes, we could be – just like the first in the nation for the gas cap, first in the nation for the gross income general excise tax, first in the nation for a single statewide school district. None of these examples by the way, and prepaid healthcare act, none of these examples have been emulated or followed by any other state in the nation and none will be because they're half-baked.

“The sponsors say that by having this newly created government corporation that other businesses will flock to Hawaii, and those people that have morality and a social conscience will invest in those kinds of businesses. Well, guess what? Nobody is going to flock to us when we have a hostile business environment and a high tax burden. And those people that are socially conscience that want to invest in certain companies that do certain things and not invest in certain companies that don’t do those things, guess what? They’re free to do those right now, and many people do, and more power to them.

“But the idea that we can construct and create a responsible business corporation from the hands of many government officials who have never ever made a private payroll in their lives is ludicrous. So I think we should bury this legislation. Thank you, Mr. President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3518 was adopted and H.B. No. 3118, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CORPORATIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen). Excused, 1 (Kim).

Stand. Com. Rep. No. 3519 (H.B. No. 439, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3519 be adopted and H.B. No. 439, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition and stated:

“Mr. President, I rise in opposition to this bill.

“The ombudsman currently does not have access to your tax returns and the question should be why should the office of the ombudsman have access to your tax returns? We’re already so concerned about privacy and identity theft, as we should be. To distribute private financial information even more, increases that risk of more identity theft and more invasion of privacy. But more importantly, what’s the purpose? Why does the office of ombudsman need personal and business tax returns?

“The office of ombudsman, according to the HRS is to intervene and help one taxpayer navigate the problems and the zigs and the zags between governmental agencies when he or she finds a roadblock and does not get help. I don’t see the reason for this. I don’t see the need for it but I see a great deal of misuse and a great deal of danger. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3519 was adopted and H.B. No. 439, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE OFFICE OF THE OMBUDSMAN,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen). Excused, 1 (Kim).

Stand. Com. Rep. No. 3520 (H.B. No. 487, H.D. 1, S.D. 3):

Senator Taniguchi moved that Stand. Com. Rep. No. 3520 be adopted and H.B. No. 487, H.D. 1, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak in opposition as follows:

“Mr. President, I rise in opposition to this measure. Thank you, colleagues, for the opportunity to talk about foreign trade zones twice in one afternoon.

“In the Hawaii Revised Statutes, the sections regarding the foreign trade zone is Chapter 212. Most of Chapter 212 was passed during the 1963 Legislative Session. However, in 1967 the section regarding the exemption from state taxes was included. It was included at that year so that perspective users of the foreign trade zone would have certainty over what was a taxable event or a nontaxable event from the viewpoint of the Department of Taxation.

“Many years later, the Hawaii Fueling Facility Corporation became a foreign trade zone because they were purchasing . . . I’m sorry, they weren’t purchasing, they were storing fuel for use by the 20 or so airlines that came to Honolulu International Airport, and most of the fuel was coming from two foreign trade subzones – Chevron and Hawaiian Independent Refinery. At that time and till today, at the airport there was a dual fueling system. One set of pipes carried bonded fuel or non-duty paid fuel for qualifying international flights. The second fuel system supplied domestic fuel.

“The reason that Hawaii Fueling Facility Corporation became a foreign trade zone was to avoid penalties by the US Customs Service if they inadvertently loaded foreign fuel on an airline that was flying a domestic flight. That was the sole reason. They did not become part of the foreign trade zone to exempt themselves or their users from state taxes. Those two points need to be clearly understood. In fact, Hawaii Fueling Facility when they applied for a foreign trade zone said in writing that they were applying for that foreign trade zone for the customs benefits and they were not seeking it to avoid the application of any state taxes.

“The US Customs Service and the federal government treats international flights differently than flights from here to the mainland, differently than flights from here to the neighbor islands. The bill is wrong when it says that it is seeking comparability to that of the flights to the US mainland. What they are seeking to do is to have special treatment in the transportation of people and goods interisland – treatment that is not similarly afforded to Matson or Young Brothers Barge. It is for this non-level playing field that makes me rise and speak against the bill.

“Those that know me know that I support the repealing of tax pyramiding. I support the elimination of business to business taxes, but let’s do it across the board, equally, fairly to everyone at the same time, not allowing the elimination at the Hawaii Tourism Authority earlier today and then allowing it again for only domestic flights interisland and not on ocean cargo. Thank you.”

Senator Inouye rose in support of the measure and stated:

“Mr. President, I speak in support of H.B. No. 487, Stand. Com. Rep. No. 3520.

“Again, I disagree with my colleague to my right. What we are saying is let our interisland carriers have parity. Sales of fuel sold from our FTZ zone for airlines for interstate commerce are already exempt from the state’s GET and use taxes. So this measure simply extends this exemption for airlines flying passengers interisland, therefore keeping them competitive.

“I ask my colleagues to please support this measure. Thank you.”

Senator Trimble rose in rebuttal and said:

"Mr. President, I stand in brief rebuttal.

"To my honored colleague to my left, they are not being taxed not because the fuel is coming from a foreign trade zone. They are not being taxed because the fuel is consumed outside the State of Hawaii over international waters. That is the defining characteristic and that is why we should treat interisland flights and interisland ocean cargo the same. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3520 was adopted and H.B. No. 487, H.D. 1, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Kim, Nishihara).

Stand. Com. Rep. No. 3522 (H.B. No. 1033, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3522 be adopted and H.B. No. 1033, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak in opposition as follows:

"Mr. President, I rise in opposition to this bill.

"Certainly I think we should do everything we can to help farmers, but this is not the way to do it. This bill would give a tax credit to those farmers that have to buy their water from the counties at a different price than they would have paid for water had the farmer had access to a state irrigation system. So, they don't have access and they're paying more, presumably, for a county system.

"All of us who watch television see commercials from the mainland – Kohl's, Olive Garden, Dominos Pizza. That's particularly nasty because at the bottom after they get you all excited about having the \$3.00 pizzas, in .0004 type it says not available in Alaska or Hawaii. So, I guess my question should be, if this theory is good for farmers, then it should be good for everyone because if I have to go to Macy's or Ross and pay more than I would for Kohl's because we don't have a Kohl's here, or because I buy my pizza at a pizza place and it's not applicable because it's on the mainland, or there's something that's not here, do I in fact deserve a tax credit? And the answer clearly is no.

"If we want to solve the problem for the farmers, then we should look at expansion of the state irrigation system or we should look at something else that equalizes the cost. But to give a tax credit because it's not available doesn't seem to make any economic or fiscal sense. Thank you."

Senator Inouye rose and said:

"Mr. President, I will be abstaining from voting on this measure, Stand. Com. Rep. No. 3522, H.B. No. 1033, S.D. 2. I feel I am in conflict as I will benefit from this irrigation income tax credit. My 10-acre farm in its entirety is in AG activity and this business is on my financial disclosure form. Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3522 was adopted and H.B. No. 1033, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 2 (Slom, Trimble). Abstained, 1 (Inouye). Excused, 2 (Kim, Nishihara).

At 3:00 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:00 o'clock p.m.

Stand. Com. Rep. No. 3526 (H.B. No. 1862, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3526 was adopted and H.B. No. 1862, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Ige, Kim, Trimble, Whalen).

Stand. Com. Rep. No. 3527 (H.B. No. 1865, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3527 was adopted and H.B. No. 1865, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 2 (Hemmings, Trimble). Excused, 4 (Ige, Ihara, Kim, Whalen).

Stand. Com. Rep. No. 3528 (H.B. No. 2182, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3528 be adopted and H.B. No. 2182, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition to the measure and said:

"Mr. President, could I offer brief remarks in opposition?"

"Colleagues, the reason why I'm opposed to this is that it provides for a new funding mechanism that are outside the calculation of the bond limits for the State of Hawaii and some people feel that this might lead to a deterioration of the state's bond rating and that would wind up costing us all a lot more money. Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3528 was adopted and H.B. No. 2182, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 2 (Slom, Trimble). Excused, 4 (Ige, Ihara, Kim, Whalen).

Stand. Com. Rep. No. 3529 (H.B. No. 3237, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3529 was adopted and H.B. No. 3237, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 3 (Hemmings, Slom, Trimble). Excused, 4 (Ige, Ihara, Kim, Whalen).

Stand. Com. Rep. No. 3530 (H.B. No. 1889, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3530 be adopted and H.B. No. 1889, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose to speak in opposition to the measure as follows:

“Mr. President, I stand in opposition to this measure.

“Colleagues, if we pass this it will be a giant step backward. We can ignore for the moment that we had three such international agencies before in our short state history. We enacted them because we thought they were going to do some good. We had them for awhile then we did away with them. The first one was called the Hawaii International Services Agency. The other two I’ve forgotten. The current mayor used to be head of the equivalent office when it was attached to the Governor’s Office.

“The point is that in today’s society because of globalization, every section in DBEDT is doing business internationally – every agency. Hawaii Tourism Authority is doing business internationally. To create such an agency would be to ignore history and to step backwards in time. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3530 was adopted and H.B. No. 1889, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE OFFICE OF INTERNATIONAL AFFAIRS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Hogue, Slom, Trimble). Excused, 1 (Kim).

Stand. Com. Rep. No. 3531 (H.B. No. 2175, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3531 was adopted and H.B. No. 2175, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ENERGY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3534 (H.B. No. 3142, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 3534 was adopted and H.B. No. 3142, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TRAUMA CARE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Slom, Trimble, Whalen). Excused, 1 (Kim).

Stand. Com. Rep. No. 3535 (H.B. No. 1866, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3535 be adopted and H.B. No. 1866, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

“Mr. President, I rise in opposition to this bill.

“This bill ostensibly is to increase or expand or redefine autonomy for the University of Hawaii, which we passed several years ago. But it doesn’t do that. What it really does is penalize the university and now give autonomy to the Department of Education, which is out of control.

“The Department of Education had a very severe financial audit by Price Waterhouse last year. They have so many problems that need to be addressed. The answer is not to give them more autonomy. The answer is to give them more scrutiny and not to give them anymore money. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3535 was adopted and H.B. No. 1866, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 3 (Hemmings, Hogue, Slom). Excused, 2 (Kim, Menor).

Stand. Com. Rep. No. 3536 (H.B. No. 2183, H.D. 1, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 3536 be adopted and H.B. No. 2183, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose with reservations on the measure as follows:

“Mr. President, I stand to express reservations.

“Colleagues, this measure when you think about it, I want you to think about it in two respects. It has to do with emergency shelters that are capable of withstanding a 500-year hurricane event. Because we’re an island surrounded by water, it is equally appropriate that in the consideration of the safety and ability of the shelter to withstand the forces of nature, we also include consideration for a 500-year tsunami event.

“The second thing that I’d like to get across is the safest place for our residents should be where they are currently living. With an appropriate land use policy we would not be putting residents in harm’s way so that they wouldn’t need to be evacuated for an emergency shelter. So, I think we need to think in terms of both considering tsunamis and making sure through appropriate land use policy that the least number of people would have to be evacuated. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3536 was adopted and H.B. No. 2183, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EMERGENCY SHELTERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3538 (H.B. No. 2176, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3538 be adopted and H.B. No. 2176, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Trimble rose in opposition and stated:

“Mr. President, I am rising in opposition to this measure because it contains two tax credits. One of them deals with low income home buyers. My suggestion is that if we really want to make it easier for people that are in the lower income group and not do it this little section and that little section at a time, we

would approach it holistically by raising the standard deduction and the personal exemption to the same level used by the federal government. Thank you, Mr. President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3538 was adopted and H.B. No. 2176, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Kim).

Stand. Com. Rep. No. 3539 (H.B. No. 3115, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 3539 be adopted and H.B. No. 3115, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak in opposition to the measure and said:

“Mr. President, here we are at the end of the Session and gee, it’s only 3:10.

“Well, what can we say about this bad, rotten bill? I guess what we can say is it’s a fake, fake, fake! It doesn’t help the consumers. It doesn’t help the public. And guess what – people actually believe that this bill suspends the rotten gas cap, but it does not. We know that. We know that to be a fact.

“What it says in the purpose clause in the committee report is the purpose is to provide Hawaii’s gasoline consumers with fair market related gasoline prices in a local oligopolistic petroleum industry. It doesn’t say anything about reducing prices because that was never the intent of the gas cap. The gas cap was to manipulate prices and that’s what we’ve done. Everybody was rushing to get their gas yesterday because prices went up 14 cents a gallon again. We’re over \$3.00 and it will continue to go up.

“No matter how many times the supporters of this failed legislation try to call our attention through letters to the editor that it really is working – it really is, it really is – they can’t fool the public. The public knows they’ve been taken to the cleaners. The public knows that our prices are artificially high because of this only state in the nation legislation, and tinkering with it now, which is all this bill does, is not going to fix that.

“What we needed to do was what the House had the guts to do and that is to say ‘hey, we made a mistake, suspend this bill.’ But no, we don’t do that over in the Senate. Instead we’re going to plaster stuff all over it. We’re going to have new calculations. We’re going to add Singapore, maybe that means that some of us in the Senate, well probably not the Minority, but some of us will get to take trips to Singapore to see how the gasoline petroleum industry works there.

“What we do know is it’s not going to solve our problem. What we do know is it is an abomination and it is a slap in the face of the industry and of private enterprise and no matter what we hear from congressional wannabes about how great this particular bill is, they can’t fool the public and the public knows this is a bad anti-consumer, high cost, bill. We should bury it now. We should listen to our counterparts across the hall and suspend or repeal this bad legislation.

“Thank you, Mr. President.”

Senator Menor rose in support of the measure and stated:

“Mr. President, I rise to speak in strong support of this measure.

“Mr. President, I ask my colleagues to support this measure because it really is a fair reasonable and balanced pro-consumer measure that addresses the concerns of many of my fellow colleagues about our existing gas pricing law.

“The previous speaker, as is also true with other critics of this measure, continue to spread misinformation and they’ve done so out of their zeal to continue to defend and champion the oil companies. They’ve done a good job in misleading the public into believing that our gas pricing regulation has enabled the oil companies to set prices higher than they would have been if we did not have gas pricing regulations in effect. The critics keep spreading this misinformation notwithstanding the fact that past pricing data clearly demonstrate that gas prices in Hawaii would be going up even without pricing regulation in effect because Hawaii is a part of a national market where prices have been increasing and prior to the implementation of our gas pricing law, Hawaii prices always, always tracked mainland price increases.

“Mr. President, this campaign of misinformation provides another important reason why we need to pass this bill because the amendments that are contained in this bill will put the critics of our gas pricing law, including the previous speaker, along with the oil companies, gasoline wholesalers and their hired as well as their elected spokespersons to the test. These critics have blamed again the price ceiling for high gasoline prices and they have repeatedly stated that prices would be lower and more competitive if we did not have gas pricing regulation in place. My response is, okay, let’s see if the oil companies and wholesalers lower prices after we suspend the gas pricing ceiling and allow them greater freedom. On the other hand, if the oil companies and wholesalers set gas prices consistently above the price ceiling after it has been suspended, this pricing practice would support the contention of those who support our existing law that the oil industry will always strive to set prices at the highest levels in order to maximize profits and therefore that pricing regulation is needed to keep them in check for the protection of consumers.

“Mr. President, another important reason for this bill is that it will strengthen and improve the transparency provisions of the original House and administration’s bills. This will create a true and effective system of transparency that clearly establishes once and for all what the actual wholesale prices are and will allow consumers to compare them with what prices would have been with the price ceiling in place.

“The amendments will also ensure that public and elected officials will have all of the data they will need to effectively monitor the pricing schemes and anti-competitive practices of the oil industry. This represents a significant improvement over the House and the administration’s proposals that fall far short of true transparency. Under their proposals, all the information and data reported by the industry to the PUC is considered confidential trade secrets. Anyone at the PUC that actually allowed the public, the Legislature, the media, or any other party to see any of the information or data reported by the companies would face a loss of job and criminal prosecution.

“I believe that a major goal of transparency is to raise the curtain of secrecy around the industry pricing practices to create a deterrent to price fixing and other anti-competitive practices and this measure accomplishes this objective.

“Another key provision will allow the Governor greater discretion in suspending the fair price indicator if the administration finds that the triggering of the indicator will

cause a negative impact on the economy, public order, or the health, welfare, or safety of the people of Hawaii, and not only in those instances where the Governor finds, under existing law, that the price ceiling would result in major adverse impacts. In this regard, Mr. President, the administration will have all the latitude that they will need to be able to take action if they feel that the law is detrimental to the public and will no longer play politics where on the one hand they criticize our law and on the other hand fail to take concrete and specific action to address their particular concerns.

“And finally, in regards to the previous speaker’s criticism that this is not a true suspension of the gas pricing regulation, I’d like to point out that this criticism indicates that the previous speaker has not read the bill carefully. Unlike our current law, which establishes a maximum pricing ceiling beyond which the oil companies would not be able to raise prices, this law will allow the oil companies to set prices as high or as low as they want. Pricing regulation would only be reinstated only if prices exceeded the fair price indicator for two consecutive weeks after which the oil companies would be required to lower their prices. Mr. President, what’s wrong with that? Are the critics from across the aisle saying that the oil companies need to be given even greater freedom to price gauge consumers indefinitely? If they are, then I think that they need to take the time to reflect upon their responsibilities to the general public instead of to the oil companies.

“And finally, as I state earlier, the implementation of the provisions of this bill will put the oil companies to the test. Since the critics have contended gas prices will be lower without a gas cap, then they should have nothing to worry about that gas prices will rise above the fair price indicator.

“Mr. President, I believe again that this is a fair, balanced, and reasonable measure that’s designed to address the concerns of many of my colleagues, especially those in the House, and accordingly, I would respectfully request this Body to vote in favor of this measure. Thank you.”

Senator Taniguchi rose with reservations and said:

“Mr. President, I’d like to just note my reservations based on concerns raised by the owner of the service station I go to that were raised after the bill had passed out of my Committee. However, I’m confident that the Chair of CPH will attempt to address these concerns in Conference and that’s why I’m just noting my reservations.”

Senator Hemmings rose to speak against the measure and stated:

“Mr. President, I rise to speak against this legislation.

“I heard a lot of interesting spin on this issue and from what I hear, the critics of this bill are the consumers of the State of Hawaii. What’s really fortunate about this legislation is we have a long history of previous legislation that speaks to the issue and to the author of the previous legislation. Four years ago we got a retail price cap. I remember hearing on the Floor the same rhetoric about being pro-consumer and the critics and the big bad oil companies and this was going to save the consumers money. Well, lies were sent out at election time about the gas cap and about the vote and about the people involved in it politically, and lies were sent out about people that weren’t even involved, by the way. But guess what, the record will show that the previous speaker from Mililani had to reverse himself because he was wrong. The legislation was wrong and it was rescinded.

“Two years ago, we passed what we’re dealing with now and the previous speaker from Mililani rose and gave us the same spin he gave us four years ago about how wonderful the gas cap would be and would fight the big bad oil companies who are exploiting the market and the consumers would all say hooray. Well, the critics remain the same. The critics are not just the Minority Party, they’re the consumers of the State of Hawaii. If you want to talk about price fixing, the price fixing is going on by government. That’s who’s fixing the price, and the consumers that I talk to, my constituents and constituents around this state, have spoken loud and clear about it that this legislation stinks. And now what we’re getting is a new spin. We’re going to get a quote, unquote, ‘repeal that’s really not a repeal’ unless certain thresholds are met and those thresholds have to do with the prices beyond our control in other markets. Once again, price fixing.

“But I would offer to my colleagues this suggestion, that you ignore what I say and you ignore what the proponent of this bill says and claims, and look at the record – look at the record of previous legislation, look at the record of who the critics are of this legislation, and more importantly, look at what the people in the marketplace that are suffering under this legislation have to say about it. If you vote on those considerations, you will surely vote ‘no.’ Thank you, Mr. President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3539 was adopted and H.B. No. 3115, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE PETROLEUM INDUSTRY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Hogue, Slom, Trimble). Excused, 1 (Kim).

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

MATTERS DEFERRED FROM FRIDAY, APRIL 7, 2006

The President made the following committee assignments of House concurrent resolutions that were received on Thursday, April 6, 2006, and Friday, April 7, 2006:

House Concurrent Resolution	Referred to:
No. 12	Jointly to the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs
No. 76, H.D. 1	Jointly to the Committee on Health and the Committee on Intergovernmental Affairs
No. 82	Jointly to the Committee on Business and Economic Development and the Committee on Energy, Environment, and International Affairs
No. 98, H.D. 1	Committee on Water, Land, and Agriculture
No. 101	Committee on Water, Land, and Agriculture
No. 164	Committee on Water, Land, and Agriculture
No. 166, H.D. 1	Committee on Human Services

<p>No. 172 Jointly to the Committee on Business and Economic Development and the Committee on Energy, Environment, and International Affairs</p> <p>No. 174 Committee on Water, Land, and Agriculture</p> <p>No. 195 Committee on Energy, Environment, and International Affairs</p> <p>No. 197 Committee on Health</p> <p>No. 200, H.D. 1 Committee on Water, Land, and Agriculture</p> <p>No. 218, H.D. 1 Jointly to the Committee on Media, Arts, Science and Technology, the Committee on Business and Economic Development and the Committee on Water, Land, and Agriculture</p> <p>No. 234 Committee on Business and Economic Development, then to the Committee on Water, Land, and Agriculture</p> <p>No. 238 Committee on Water, Land, and Agriculture</p> <p>No. 249 Committee on Water, Land, and Agriculture</p> <p>No. 261, H.D. 1 Jointly to the Committee on Energy, Environment, and International Affairs and the Committee on Water, Land, and Agriculture</p> <p>No. 270 Committee on Higher Education</p> <p>No. 289 Committee on Transportation and Government Operations, then to the Committee on Water, Land, and Agriculture</p> <p>No. 290, H.D. 1 Jointly to the Committee on Health and the Committee on Human Services</p> <p>No. 305 Committee on Energy, Environment, and International Affairs</p> <p>No. 307, H.D. 1 Committee on Energy, Environment, and International Affairs</p> <p>No. 317 Committee on Energy, Environment, and International Affairs</p> <p>No. 320 Committee on Media, Arts, Science and Technology</p>	<p>S.C.R. No. 67; S.C.R. No. 128; S.C.R. No. 148; and S.C.R. No. 172,</p> <p>and the Chair granted the waiver.</p> <p>By unanimous consent, the following concurrent resolutions were placed on the calendar for Adoption on Thursday, April 13, 2006:</p> <p>S.C.R. No. 13, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A WORK-FAMILY TASK FORCE TO REVIEW HAWAII'S WORK-FAMILY LAWS AND POLICIES, AND REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY OTHER STATES' LAWS AND PRACTICES THAT PROMOTE GOOD WORK-FAMILY POLICY";</p> <p>S.C.R. No. 17, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII";</p> <p>S.C.R. No. 18, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FINANCIAL AND MANAGEMENT AUDIT OF THE CAPITAL FUND PROGRAM ADMINISTERED BY THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII";</p> <p>S.C.R. No. 44, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF THE CAPITAL IMPROVEMENT PROJECTS OF THE DEPARTMENT OF TRANSPORTATION";</p> <p>S.C.R. No. 60, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION EXEMPT THE HIGH CORE PROGRAM'S COMPREHENSIVE SCHOOL ALIENATION PROGRAM FUNDING FROM THE WEIGHTED STUDENT FORMULA BUDGETING PROCESS AS WAS INTENDED BY THE COMMITTEE ON WEIGHTS AND THE BOARD OF EDUCATION";</p> <p>S.C.R. No. 61, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE AUDITOR CONDUCT A FISCAL AND PROGRAM AUDIT OF THE DEPARTMENT OF EDUCATION'S HAWAIIAN STUDIES PROGRAM";</p> <p>S.C.R. No. 67, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO ENSURE THAT THE CURRENT RESIDENTIAL ALTERNATIVE COMMUNITY CARE PROGRAM MODEL IS NOT DISMANTLED WITH THE PROPOSED QUEST EXPANDED ACCESS PROGRAM";</p> <p>S.C.R. No. 128, S.D. 1, entitled: "SENATE CONCURRENT REQUESTING THAT THE DEPARTMENT OF HAWAIIAN HOME LANDS ENTER INTO A LEASE/PURCHASE AGREEMENT FOR THE CONSTRUCTION OF A NEW OFFICE FACILITY ON HAWAIIAN HOME LANDS IN EAST KAPOLEI TO BE FUNDED BY THE ISSUANCE OF CERTIFICATES OF PARTICIPATION";</p>
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At 3:21 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:22 o'clock p.m.

Senator Taniguchi, Chair of the Committee on Ways and Means, requested that the referrals to the Committee on Ways and Means be waived for the following resolutions:

- S.C.R. No. 13;
- S.C.R. No. 17;
- S.C.R. No. 18;
- S.C.R. No. 44;
- S.C.R. No. 60;
- S.C.R. No. 61;

S.C.R. No. 148, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO WORK WITH THE SAMUEL MILLS DAMON ESTATE TRUSTEES, MOANALUA GARDENS FOUNDATION, THE TRUST FOR PUBLIC LANDS, THE NATURE CONSERVANCY, AND OFFICE OF HAWAIIAN AFFAIRS TO PURCHASE THE MOANALUA GARDENS"; and

S.C.R. No. 172, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO TAKE INTO ACCOUNT THE NEED TO RENOVATE AGING CLASSROOM SPACES AND OTHER CHANGING EDUCATIONAL NEEDS WHEN DETERMINING CAPITAL IMPROVEMENT PROJECT PRIORITIES."

Senator Chun Oakland, Chair of the Committee on Human Services, requested that the referral of S.C.R. No. 200 to the Committee on Human Services be waived.

Senator Chun Oakland noted:

"Mr. President, S.C.R. No. 200 requests support for the University of Hawaii Center on Aging, Research and Education."

The Chair then granted the waiver.

By unanimous consent, the following concurrent resolution was placed on the calendar for Adoption on Thursday, April 13, 2006:

S.C.R. No. 200, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING SUPPORT FOR THE UNIVERSITY OF HAWAII'S CENTER ON AGING, RESEARCH, AND EDUCATION."

Senator Hanabusa, Chair of the Committee on Judiciary and Hawaiian Affairs, requested that the referral of S.C.R. No. 52 to the Committee on Judiciary and Hawaiian Affairs be waived, and the Chair granted the waiver.

By unanimous consent, the following concurrent resolution was placed on the calendar for Adoption on Thursday, April 13, 2006:

S.C.R. No. 52, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COMMITTEES ON HUMAN SERVICES OF THE SENATE AND HOUSE OF REPRESENTATIVES TO CONVENE INTERIM HEARINGS ON THE USE OF LEGAL INTERVENTIONS AVAILABLE TO THE FAMILY COURT."

APPOINTMENT OF CONFEREES

S.B. No. 2479 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2479, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Hanabusa, co-chair; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 2984, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2984, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Hanabusa,

Taniguchi, co-chairs; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 3049, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3049, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Baker, co-chair; Whalen as managers on the part of the Senate at such conference.

H.B. No. 2780, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2780, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Hee, Whalen as managers on the part of the Senate at such conference.

H.B. No. 3101, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 3101, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; English, Hee, Whalen as managers on the part of the Senate at such conference.

H.B. No. 3242 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 3242, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Chun Oakland, Whalen as managers on the part of the Senate at such conference.

H.B. No. 3256, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 3256, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Hee, Whalen as managers on the part of the Senate at such conference.

ADJOURNMENT

At 3:24 o'clock p.m., on motion by Senator Hee, seconded by Senator Trimble and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, April 13, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FORTY-EIGHTH DAY

Thursday, April 13, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:44 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Gordon Trimble, Hawaii State Senate, after which the Roll was called showing all Senators present with the exception of Senator Hanabusa who was excused.

The President announced that he had read and approved the Journal of the Forty-Seventh Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 376 to 404) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 376, submitting for consideration and confirmation to the State Board of Public Accountancy, the nomination of JOEL C. PERALTO CPA, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 377, submitting for consideration and confirmation to the Board of Agriculture, the nomination of DIANE L. LEY, term to expire June 30, 2010, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 378, submitting for consideration and confirmation to the Board of Agriculture, the nomination of DERRICK F. NISHIMURA, term to expire June 30, 2010, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 379, submitting for consideration and confirmation to the Community-Based Economic Development Advisory Council, the nomination of ANNA K. RIBUCAN, term to expire June 30, 2007, was referred to the Committee on Business and Economic Development.

Gov. Msg. No. 380, submitting for consideration and confirmation to the Contractors License Board, the nomination of RANDALL B.C. LAU, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 381, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of JOAN BELLARD, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 382, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of NAOMI S. GROSSMAN, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 383, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of BERNADETTE LUCY KELIIAA, term to expire June 30, 2007, was referred to the Committee on Health.

Gov. Msg. No. 384, submitting for consideration and confirmation to the State Council on Developmental

Disabilities, the nomination of JEAN S. KIYABU, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 385, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of PATRICIA A. NISHIMOTO, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 386, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of MICHAEL D. TADA, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 387, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of J. CURTIS TYLER III, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 388, submitting for consideration and confirmation to the Disability and Communication Access Board, the nomination of MALCOLM "MARK" M. GIBLIN, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 389, submitting for consideration and confirmation to the Drug Product Selection Board, the nomination of LINDA D. CHIU MD, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 390, submitting for consideration and confirmation to the Drug Product Selection Board, the nomination of ANGEL BUNUAN RAMOS, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 391, submitting for consideration and confirmation to the Hoisting Machine Operators Advisory Board, the nomination of DANIEL NELSON, JR., term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 392, submitting for consideration and confirmation to the Board of Massage Therapy, the nomination of JOY EMI SAKAMOTO, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 393, submitting for consideration and confirmation to the Center for Nursing Advisory Board, the nomination of AMY E. YASUNAGA RN, MSN, PHDC, term to expire June 30, 2010, was referred to the Committee on Higher Education.

Gov. Msg. No. 394, submitting for consideration and confirmation to the Board of Pharmacy, the nomination of LAURIE H.Y. KAWAMURA, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 395, submitting for consideration and confirmation to the Board of Psychology, the nomination of FRANCES PAULETTE HACKBARTH, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 396, submitting for consideration and confirmation to the Board of Taxation Review, 1st Taxation District (Oahu), the nomination of ALAN MUN LEONG YEE,

term to expire June 30, 2010, was referred to the Committee on Ways and Means.

Gov. Msg. No. 397, submitting for consideration and confirmation to the Board of Taxation Review, 3rd Taxation District (Hawaii), the nomination of MICHAEL CHANG, term to expire June 30, 2010, was referred to the Committee on Ways and Means.

Gov. Msg. No. 398, submitting for consideration and confirmation to the Board of Taxation Review, 4th Taxation District (Kauai), the nomination of RONALD WILLIAM PEEREN, term to expire June 30, 2010, was referred to the Committee on Ways and Means.

Gov. Msg. No. 399, submitting for consideration and confirmation to the Board of Certification of Public Water System Operators, the nomination of GUY SEICHI MORIGUCHI, term to expire June 30, 2010, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 400, submitting for consideration and confirmation to the Western Interstate Commission for Higher Education (WICHE), the nomination of HELENE I. SOKUGAWA ED.D., term to expire June 30, 2010, was referred to the Committee on Higher Education.

Gov. Msg. No. 401, submitting for consideration and confirmation to the Commission on the Status of Women, the nomination of ROSEMARIE E. AQUINO, term to expire June 30, 2006, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 402, submitting for consideration and confirmation to the Commission on the Status of Women, the nomination of ROSEMARIE E. AQUINO, term to expire June 30, 2010, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 403, submitting for consideration and confirmation to the Commission on the Status of Women, the nomination of MAMO P. GRAHAM, term to expire June 30, 2010, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 404, submitting for consideration and confirmation to the Commission on the Status of Women, the nomination of MARGARET KURODA MASUNAGA, term to expire June 30, 2010, was referred to the Committee on Judiciary and Hawaiian Affairs.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 49, from the Department of Health, Environmental Health Administration, dated March 22, 2006, transmitting its Annual Indicators of Environmental Quality Report, was read by the Clerk and was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 546 to 700) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 546, returning S.B. No. 87, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by

the House to S.B. No. 87, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 547, returning S.B. No. 218, S.D. 4, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 218, S.D. 4, and requested a conference on the subject matter thereof.

Hse. Com. No. 548, returning S.B. No. 439, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 439, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 549, returning S.B. No. 475, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 475, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 550, returning S.B. No. 613, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 613, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 551, returning S.B. No. 696, S.D. 1, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 696, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 552, returning S.B. No. 743, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 743, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 553, returning S.B. No. 744, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 744, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 554, returning S.B. No. 785, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2076, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 571, returning S.B. No. 2133, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2133, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 572, returning S.B. No. 2145, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2145, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 573, returning S.B. No. 2150, S.D. 1, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2150, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 574, returning S.B. No. 2155, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2155, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 575, returning S.B. No. 2162, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2162, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 576, returning S.B. No. 2166, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2166, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 577, returning S.B. No. 2188, S.D. 1, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2188, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 578, returning S.B. No. 2190, S.D. 1, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

Senator Kanno moved that the Senate agree to the amendments proposed by the House to S.B. No. 2190, S.D. 1, seconded by Senator Taniguchi.

Senator Kanno noted:

“Mr. President, the amendments that the House made to the bill include reducing the adjustment to the employer’s contribution for the year 2007 to the \$7,000 base figure. They also eliminated the 90 percent benefit schedule to take effect in the year 2012 and they corrected the defective effective date.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2190, S.D. 1, and S.B. No. 2190, S.D. 1, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY,” was placed on the calendar for Final Reading on Monday, April 17, 2006.

Hse. Com. No. 579, returning S.B. No. 2214, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2214, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 580, returning S.B. No. 2227, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2227, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 581, returning S.B. No. 2246, S.D. 1, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2246, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 582, returning S.B. No. 2248, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2248, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 583, returning S.B. No. 2259, S.D. 1, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2259, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 584, returning S.B. No. 2260, S.D. 1, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 3185, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 665, returning S.B. No. 3186, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 3186, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 666, returning S.B. No. 3192, S.D. 1, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 3192, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 667, returning S.B. No. 3195, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 3195, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 668, returning S.B. No. 3205, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 3205, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 669, returning S.B. No. 3215, S.D. 1, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 3215, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 670, returning S.B. No. 3247, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 3247, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 671, returning S.B. No. 3252, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 3252, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 672, returning S.B. No. 3262, S.D. 1, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 3262, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 673, returning S.B. No. 3270, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 3270, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 674, returning S.B. No. 3273, S.D. 2, which passed Third Reading in the House of Representatives on April 11, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 3273, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 675, returning S.C.R. No. 83, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

Hse. Com. No. 676, returning S.B. No. 2337, S.D. 1, which passed Third Reading in the House of Representatives on April 11, 2006, was placed on file.

Hse. Com. No. 677, returning S.B. No. 2338, which passed Third Reading in the House of Representatives on April 11, 2006, was placed on file.

Hse. Com. No. 678, returning S.B. No. 2340, S.D. 1, which passed Third Reading in the House of Representatives on April 11, 2006, was placed on file.

Hse. Com. No. 679, returning S.B. No. 2347, S.D. 1, which passed Third Reading in the House of Representatives on April 11, 2006, was placed on file.

Hse. Com. No. 680, transmitting H.C.R. No. 58, H.D. 1, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 58, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PREPARED EMERGENCY RESPONSE COMMISSION TO STUDY EXPEDITED LICENSING OR LICENSING EXEMPTIONS FOR CONTRACTORS AND TRADESMEN IN THE EVENT OF A NATURAL DISASTER," was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 681, transmitting H.C.R. No. 69, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 69, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ESTABLISH AND OPERATE A STATEWIDE SUICIDE EARLY INTERVENTION AND PREVENTION PROGRAM," was referred to the Committee on Health.

Hse. Com. No. 682, transmitting H.C.R. No. 72, H.D. 1, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 72, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES, ADULT FOSTER HOME ASSOCIATION, AND CASE MANAGEMENT COUNCIL TO WORK TOGETHER TO CLEARLY DEFINE AND RECOMMEND THE THREE DISTINCT COMPONENTS OF THE RESIDENTIAL ALTERNATIVES COMMUNITY CARE FOSTER FAMILY HOMES SERVICE ARRAY AND THEIR MODE OF SERVICE DELIVERY, FOR INCLUSION IN THE DEPARTMENT OF HUMAN SERVICES QUEST EXPANDED ACCESS REQUEST FOR PROPOSAL," was referred to the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 683, transmitting H.C.R. No. 122, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 122, entitled: "HOUSE CONCURRENT RESOLUTION URGING HAWAII'S COUNTY, STATE, AND FEDERAL LEVEL GOVERNMENT OFFICIALS TO PLAY AN ACTIVE ROLE IN CREATING 'HEART HEALTHY COMMUNITIES,'" was referred jointly to the Committee on Health and the Committee on Intergovernmental Affairs.

Hse. Com. No. 684, transmitting H.C.R. No. 123, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 123, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE NATIONAL COUNCIL OF STATE BOARDS OF NURSING TO CONDUCT THE NATIONAL COUNCIL LICENSURE EXAMINATION IN THE CITY OF MANILA IN THE REPUBLIC OF THE PHILIPPINES," was referred jointly to the Committee on Health and the Committee on Energy, Environment, and International Affairs.

Hse. Com. No. 685, transmitting H.C.R. No. 126, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 126, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE UNITED STATES FOOD AND DRUG ADMINISTRATION'S NATIONAL CAMPAIGN TO RAISE AWARENESS AND INFORM WOMEN ABOUT MENOPAUSAL HORMONE THERAPY AND DESIGNATING SEPTEMBER AS MENOPAUSE AWARENESS MONTH IN HAWAII," was referred to the Committee on Health.

Hse. Com. No. 686, transmitting H.C.R. No. 130, H.D. 1, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 130, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF PUBLIC SAFETY TO CONDUCT A SECURITY AUDIT OF THE HAWAII YOUTH CORRECTIONAL FACILITY," was referred to the Committee on Human Services.

Hse. Com. No. 687, transmitting H.C.R. No. 137, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 137, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT AND THE BOARD OF REGENTS OF THE UNIVERSITY

OF HAWAII TO REAFFIRM THEIR COMMITMENT TO MAINTAINING A SYSTEMWIDE OFFICE OF THE VICE PRESIDENT FOR STUDENT AFFAIRS AND TO FILL THE VACANT POSITION OF THE VICE PRESIDENT FOR STUDENT AFFAIRS," was referred to the Committee on Higher Education.

Hse. Com. No. 688, transmitting H.C.R. No. 147, H.D. 1, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 147, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL TO PROVIDE A DEFINITIVE LEGAL OPINION REGARDING WHETHER CHAPTERS 383, 386, 392, AND 393 HAWAII REVISED STATUTES, EACH EXCLUDE FROM THE DEFINITION OF 'EMPLOYMENT' THOSE INDIVIDUALS WHO PERFORM ATTENDANT CARE AND DAY CARE SERVICES AUTHORIZED UNDER THE SOCIAL SECURITY ACT, AS AMENDED, IN THE EMPLOY OF PERSONS, INCLUDING CORPORATIONS AND PRIVATE AGENCIES, WHO CONTRACT WITH THE DEPARTMENT OF HUMAN SERVICES AND WHO ARE THE RECIPIENTS OF SOCIAL SERVICE PAYMENTS," was referred to the Committee on Human Services, then to the Committee on Labor.

Hse. Com. No. 689, transmitting H.C.R. No. 167, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 167, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII TO DEVELOP A WEST HAWAII COMMUNITY COLLEGE CAMPUS," was referred to the Committee on Higher Education.

Hse. Com. No. 690, transmitting H.C.R. No. 170, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 170, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO REVITALIZE LALAMILO STATION WITH THE COLLABORATION OF THE COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES," was referred to the Committee on Higher Education.

Hse. Com. No. 691, transmitting H.C.R. No. 196, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 196, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE CONCEPT OF A PUBLIC-PRIVATE JOINT VENTURE TO DEVELOP A NEW ADVANCED SIMULATOR AIRLINE TRAINING FACILITY IN HAWAII," was referred to the Committee on Business and Economic Development.

Hse. Com. No. 692, transmitting H.C.R. No. 202, H.D. 1, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 202, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII PUBLIC HOUSING ADMINISTRATION, IN CONSULTATION WITH THE DEPARTMENT OF LAND AND NATURAL RESOURCES, DEPARTMENT OF HAWAIIAN HOME LANDS, OFFICE OF HAWAIIAN AFFAIRS, UNITED STATES ARMED FORCES IN HAWAII,

AND THE COUNTIES TO STUDY THE USE OF TRAILER PARKS AS A POSSIBLE OPTION FOR SOLVING HAWAII'S HOMELESS AND AFFORDABLE HOUSING CRISIS," was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Intergovernmental Affairs.

Hse. Com. No. 693, transmitting H.C.R. No. 203, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 203, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO A STUDY FOR CREATING CONTRIBUTORY AFFORDABLE HOUSING SOLUTIONS THROUGH MANDATED STATE SPECIAL ASSESSMENTS AGAINST REAL PROPERTY AND IMPROVEMENTS THAT ACCRUE TO COMMERCIAL AND INDUSTRIAL LESSORS THROUGH THE EXERCISE OF FULL-TERM EXPIRATORY REVERSION CLAUSES IN GROUND LEASE CONTRACTS ENTERED INTO AFTER DECEMBER 31, 1963," was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 694, transmitting H.C.R. No. 219, H.D. 1, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 219, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO SUPPORT THE FORMATION OF A HEALTH INFORMATION EXCHANGE SYSTEM FOR THE STATE OF HAWAII," was referred to the Committee on Health.

Hse. Com. No. 695, transmitting H.C.R. No. 258, H.D. 1, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 258, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO NAME THE ADMINISTRATIVE AND EXTENSION WING OF THE KOMOHANA RESEARCH AND EXTENSION CENTER IN HONOR OF TADASHI HIGAKI," was referred to the Committee on Water, Land, and Agriculture.

Hse. Com. No. 696, transmitting H.C.R. No. 266, H.D. 1, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 266, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AND THE DEPARTMENT OF TRANSPORTATION TO WORK COLLABORATIVELY TO PURSUE, ON A PRIORITY BASIS, THE RELOCATION OF THE UNIVERSITY OF HAWAII MARINE CENTER FROM THE FORMER KAPALAMA MILITARY RESERVATION, HONOLULU HARBOR," was referred jointly to the Committee on Higher Education and the Committee on Transportation and Government Operations.

Hse. Com. No. 697, transmitting H.C.R. No. 282, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 282, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING OUTRAGE AT RECENT CONGRESSIONAL CUTS TO STUDENT LOAN PROGRAMS," was referred to the Committee on Higher Education.

Hse. Com. No. 698, transmitting H.C.R. No. 293, H.D. 1, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 293, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE POSSIBILITY OF THE STATE DEVELOPING AND OPERATING MANUFACTURED-HOUSING PARKS TO HELP ALLEVIATE HAWAII'S HOMELESS AND AFFORDABLE HOUSING CRISIS," was referred jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Water, Land, and Agriculture.

Hse. Com. No. 699, transmitting H.C.R. No. 298, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 298, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES OF THE UNIVERSITY OF HAWAII AT MANOA TO STUDY THE FEASIBILITY OF MANDATED OR INCENTIVE BASED VOLUNTARY ROOFTOP LANDSCAPING AND AGRICULTURE IN URBAN DISTRICTS," was referred to the Committee on Water, Land, and Agriculture.

Hse. Com. No. 700, transmitting H.C.R. No. 314, H.D. 1, which was adopted by the House of Representatives on April 11, 2006, was placed on file.

By unanimous consent, H.C.R. No. 314, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII INSTITUTE FOR ASTRONOMY TO REVIEW AND REPORT ON THE LONG-TERM DEVELOPMENT OF OBSERVATORY SITES ON THE SUMMIT OF MAUNA KEA," was referred to the Committee on Higher Education.

SENATE COMMUNICATION

Sen. Com. No. 3, notice to the Governor dated April 13, 2006, transmitting H.B. No. 1917, H.D. 2, S.D. 2, which proposes amendments to the Hawaii State Constitution, was read by the Clerk and was disposed of as follows:

By unanimous consent, the following notice was sent to the Governor:

"April 13, 2006

The Honorable Linda Lingle
Governor of the State of Hawaii
State Capitol
Honolulu, Hawaii 96813

Dear Governor Lingle:

In accordance with the provisions of Article XVII, Section 3 of the Hawaii State Constitution, written notice is hereby given of the final form to the following bill(s), a copy of which is attached hereto:

H.B. No. 1917, HD2, S.D. 2
'PROPOSING AMENDMENTS TO THE HAWAII CONSTITUTION RELATING TO THE ESTABLISHMENT OF A SALARY COMMISSION.'

Respectfully,

/s/ Lorna A. Woo
for PAUL T. KAWAGUCHI
Clerk of the Senate"

STANDING COMMITTEE REPORT

Senators Espero and Kim, for the Committee on Business and Economic Development and the Committee on Tourism, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 3635) recommending that S.C.R. No. 32, as amended in S.D. 1, be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the majority of the Committees was adopted and S.C.R. No. 32, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE PROCUREMENT OFFICE AND THE STATE ETHICS COMMISSION TO REVIEW POSSIBLE PROCUREMENT CODE AND ETHICS VIOLATIONS COMMITTED BY THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM," was adopted, with Senators Hemmings, Slom and Trimble voting "No."

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 3540 (Gov. Msg. No. 326):

Senator English moved that Stand. Com. Rep. No. 3540 be received and placed on file, seconded by Senator Kokubun and carried.

Senator English then moved that the Senate advise and consent to the nomination of GAIL LEANNE GRABOWSKY to the Environmental Council, term to expire June 30, 2010, seconded by Senator Kokubun.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3541 (Gov. Msg. No. 317):

Senator Inouye moved that Stand. Com. Rep. No. 3541 be received and placed on file, seconded by Senator Espero and carried.

Senator Inouye then moved that the Senate advise and consent to the nomination of ANTHONY D. CASTBERG to the Civil Defense Advisory Council, term to expire June 30, 2010, seconded by Senator Espero.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3542 (Gov. Msg. No. 360):

Senator Inouye moved that Stand. Com. Rep. No. 3542 be received and placed on file, seconded by Senator Espero and carried.

Senator Inouye then moved that the Senate advise and consent to the nomination of DAVID RAY MARSHALL to the Commission on Transportation, term to expire June 30, 2010, seconded by Senator Espero.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3543 (Gov. Msg. No. 333):

Senator Inouye moved that Stand. Com. Rep. No. 3543 be received and placed on file, seconded by Senator Espero and carried.

Senator Inouye then moved that the Senate advise and consent to the nomination of JOHN T. KAIZUKA to the State Highway Safety Council, term to expire June 30, 2009, seconded by Senator Espero.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM TUESDAY, APRIL 11, 2006

Stand. Com. Rep. No. 3544 (S.R. No. 10, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 10, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DEDICATE BERTHING AREAS IN EACH COUNTY WHERE NON-PROFIT ORGANIZATIONS CAN MOOR THEIR VOYAGING CANOES," was adopted.

Stand. Com. Rep. No. 3545 (S.C.R. No. 23, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 23, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DEDICATE BERTHING AREAS IN EACH COUNTY WHERE NON-PROFIT ORGANIZATIONS CAN MOOR THEIR VOYAGING CANOES," was adopted.

Stand. Com. Rep. No. 3546 (S.R. No. 75):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 75, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY AND THE DEPARTMENT OF AGRICULTURE TO CONDUCT A FEASIBILITY STUDY ON SELLING THE LAND COMPRISING THE OAHU COMMUNITY CORRECTIONAL FACILITY ON KAMEHAMEHA HIGHWAY AND MOVING TO THE SITE OF THE ANIMAL QUARANTINE CENTER IN HALAWA OR ADJACENT STATE LAND NEAR THE CURRENT HALAWA CORRECTIONAL FACILITY," was adopted.

Stand. Com. Rep. No. 3547 (S.C.R. No. 9):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 9, entitled: "SENATE CONCURRENT RESOLUTION URGING CULTURAL PERPETUATION IN RURAL HAWAIIAN COMMUNITIES," was adopted.

Stand. Com. Rep. No. 3548 (S.C.R. No. 87, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 87, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION CONVENING A TASK FORCE TO EXAMINE THE IMPLEMENTATION OF AN AUTOMATED VICTIM NOTIFICATION SYSTEM," was adopted.

Stand. Com. Rep. No. 3549 (S.C.R. No. 89, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 89, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION CONVENING A TASK FORCE TO EXAMINE THE ISSUE OF CHANGES TO THE HAWAII PENAL CODE FOR THE SENTENCING OF REPEAT OFFENDERS," was adopted.

Stand. Com. Rep. No. 3550 (S.C.R. No. 91, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 91, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO EXAMINE THE BACKLOG IN UNSERVED ARREST WARRANTS," was adopted.

Stand. Com. Rep. No. 3551 (S.C.R. No. 94, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 94, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO EXAMINE THE ISSUE OF DISCRETIONARY FUNCTION EXCEPTION FOR OF THE STATE AND COUNTIES," was adopted.

Stand. Com. Rep. No. 3552 (S.C.R. No. 125):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 125, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY AND THE DEPARTMENT OF AGRICULTURE TO CONDUCT A FEASIBILITY STUDY ON SELLING THE LAND COMPRISING THE OAHU COMMUNITY CORRECTIONAL FACILITY ON KAMEHAMEHA HIGHWAY AND MOVING TO THE SITE OF THE ANIMAL QUARANTINE CENTER IN HALAWA OR ADJACENT STATE LAND NEAR THE CURRENT HALAWA CORRECTIONAL FACILITY," was adopted.

Stand. Com. Rep. No. 3553 (S.C.R. No. 216):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 216, entitled: "SENATE CONCURRENT RESOLUTION CREATING A LEGISLATIVE TASK FORCE TO MAKE RECOMMENDATIONS FOR STATUTORY ENACTMENT TO ENHANCE TRANSPARENCY IN LEGISLATIVE PROCEEDINGS," was adopted.

Stand. Com. Rep. No. 3554 (S.C.R. No. 150):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 150, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE INSURANCE

COMMISSIONER TO CONVENE A TASK FORCE TO STUDY THE PHYSICIAN ON-CALL CRISIS," was adopted.

Stand. Com. Rep. No. 3555 (S.C.R. No. 173, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 173, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION DETERMINE A SET OF BENCHMARK INDICATORS TO EVALUATE STUDENT ACHIEVEMENT SINCE THE IMPLEMENTATION OF ACT 51," was adopted.

Stand. Com. Rep. No. 3556 (S.R. No. 117, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 117, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION DETERMINE A SET OF BENCHMARK INDICATORS TO EVALUATE STUDENT ACHIEVEMENT SINCE THE IMPLEMENTATION OF ACT 51," was adopted.

Stand. Com. Rep. No. 3557 (S.C.R. No. 50):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 50, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ASSIST IN DEVELOPING COMMUNITY-BASED PROGRAMS ON THE BIG ISLAND THAT ENCOURAGE POSITIVE YOUTH OUTCOMES, INCLUDING LEADERSHIP DEVELOPMENT," was adopted.

Stand. Com. Rep. No. 3558 (S.R. No. 31):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 31, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ASSIST IN DEVELOPING COMMUNITY-BASED PROGRAMS ON THE BIG ISLAND THAT ENCOURAGE POSITIVE YOUTH OUTCOMES, INCLUDING LEADERSHIP DEVELOPMENT," was adopted.

Stand. Com. Rep. No. 3559 (S.C.R. No. 138):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 138, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE ENTRANCE OF MEN INTO THE NURSING FIELD," was adopted.

Stand. Com. Rep. No. 3560 (S.R. No. 85):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 85, entitled: "SENATE RESOLUTION ENCOURAGING THE ENTRANCE OF MEN INTO THE NURSING FIELD," was adopted.

Stand. Com. Rep. No. 3561 (S.R. No. 141):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 141, entitled: "SENATE RESOLUTION SUPPORTING A FOUR-YEAR DEGREE PROGRAM IN HISTORIC PRESERVATION AT THE UNIVERSITY OF HAWAII," was adopted.

Stand. Com. Rep. No. 3562 (S.C.R. No. 85):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 85, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REVIEW OF THE UNIVERSITY OF HAWAII BOARD OF REGENTS' CONFLICT OF INTEREST POLICY," was adopted with Senators Slom and Hogue voting "No."

Stand. Com. Rep. No. 3563 (S.C.R. No. 97, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 97, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF STUDENT HOUSING SERVICES AT THE UNIVERSITY OF HAWAII AT MANOA," was adopted.

Stand. Com. Rep. No. 3564 (S.C.R. No. 211):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 211, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING A FOUR-YEAR DEGREE PROGRAM IN HISTORIC PRESERVATION AT THE UNIVERSITY OF HAWAII," was adopted.

Stand. Com. Rep. No. 3565 (S.C.R. No. 40, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 40, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE ADJUTANT GENERAL OF THE HAWAII NATIONAL GUARD PROVIDE MEMBERS AND VETERANS OF THE ARMED FORCES HEALTH SCREENING FOR DEPLETED URANIUM EXPOSURE," was adopted.

Stand. Com. Rep. No. 3566 (S.R. No. 21, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 21, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THAT THE ADJUTANT GENERAL OF THE HAWAII NATIONAL GUARD PROVIDE MEMBERS AND VETERANS OF THE ARMED FORCES HEALTH SCREENING FOR DEPLETED URANIUM EXPOSURE," was adopted.

Stand. Com. Rep. No. 3567 (S.C.R. No. 233):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 233, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE MILITARY TO MAP AND MONITOR ALL MUNITION DUMPSITES OFF HAWAIIAN SHORES," was adopted.

Stand. Com. Rep. No. 3568 (S.C.R. No. 182, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 182, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING LEGISLATIVE SUPPORT FOR THE HAWAII ATHLETIC TRAINERS' ASSOCIATION AND THE NATIONAL ATHLETIC TRAINERS' ASSOCIATION," was adopted.

Stand. Com. Rep. No. 3569 (S.R. No. 123, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 123, S.D. 1, entitled: "SENATE RESOLUTION EXPRESSING LEGISLATIVE SUPPORT FOR THE HAWAII ATHLETIC TRAINERS' ASSOCIATION AND THE NATIONAL ATHLETIC TRAINERS' ASSOCIATION," was adopted.

Stand. Com. Rep. No. 3570 (S.C.R. No. 140, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 140, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING LEAHI HOSPITAL TO DEVELOP A MASTER PLAN AND FINANCIAL FEASIBILITY REPORT FOR ITS EXISTING CAMPUS THAT WILL TAKE ADVANTAGE OF ITS UNIQUE LOCATION AND RELATIONSHIPS IN EAST HONOLULU," was adopted.

Stand. Com. Rep. No. 3571 (S.R. No. 87, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 87, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING LEAHI HOSPITAL TO DEVELOP A MASTER PLAN AND FINANCIAL FEASIBILITY REPORT FOR ITS EXISTING CAMPUS THAT WILL TAKE ADVANTAGE OF ITS UNIQUE LOCATION AND RELATIONSHIPS IN EAST HONOLULU," was adopted.

Stand. Com. Rep. No. 3572 (S.C.R. No. 141):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 141, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO MAINTAIN THE CURRENT ZONING OF A ONE HUNDRED SEVENTY-TWO ACRE PARCEL OF REAL PROPERTY IN ROYAL KUNIA FOR THE ESTABLISHMENT OF A PARK, GOLF COURSE, OR CONTINUED USE AS OPEN SPACE," was adopted.

Stand. Com. Rep. No. 3573 (S.R. No. 88):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 88, entitled: "SENATE RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO MAINTAIN THE CURRENT ZONING OF A ONE HUNDRED SEVENTY-TWO ACRE PARCEL OF REAL PROPERTY IN ROYAL KUNIA FOR THE ESTABLISHMENT OF A PARK, GOLF COURSE, OR CONTINUED USE AS OPEN SPACE," was adopted.

Stand. Com. Rep. No. 3574 (S.C.R. No. 117, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 117, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A TASK FORCE TO EVALUATE AND RECOMMEND POSSIBLE PROCEDURAL, STATUTORY, AND PUBLIC POLICY CHANGES TO MINIMIZE THE CENSUS AT HAWAII STATE HOSPITAL AND TO PROMOTE COMMUNITY-BASED HEALTH SERVICES FOR FORENSIC PATIENTS," was adopted.

Stand. Com. Rep. No. 3575 (S.R. No. 89, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 89, S.D. 1, entitled: "SENATE RESOLUTION URGING THE DEVELOPMENT OF A LONG-TERM CARE INFRASTRUCTURE PLAN FOR HAWAII TO ENSURE PUBLIC SAFETY WHILE SUPPORTING AGING IN PLACE," was adopted.

Stand. Com. Rep. No. 3576 (S.C.R. No. 176, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 176, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE BOARD AND DEPARTMENT OF EDUCATION CLARIFY HOW THE I.D.E.A. MANDATE OF 'FREE APPROPRIATE PUBLIC EDUCATION' FOR SPECIAL EDUCATION STUDENTS IS BEING IMPLEMENTED IN THE STATE AND THAT THE LEGISLATIVE REFERENCE BUREAU CONDUCT A COMPARATIVE STUDY OF COSTS AND FEES CHARGED BY SCHOOL DISTRICTS," was adopted.

Stand. Com. Rep. No. 3577 (S.C.R. No. 149):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 149, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION DEVELOP AND IMPLEMENT A STUDENT AND FACULTY EXCHANGE PROGRAM BETWEEN HAWAII AND THE PHILIPPINES," was adopted.

Stand. Com. Rep. No. 3578 (S.R. No. 94):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 94, entitled: "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION DEVELOP AND IMPLEMENT A STUDENT AND FACULTY EXCHANGE PROGRAM BETWEEN HAWAII AND THE PHILIPPINES," was adopted.

Stand. Com. Rep. No. 3579 (S.R. No. 36):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 36, entitled: "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION INVESTIGATE THE FEASIBILITY OF EBOOKS AS AN ALTERNATIVE TO TRADITIONAL TEXTBOOKS AND REPORT ITS FINDINGS TO THE LEGISLATURE," was adopted.

Stand. Com. Rep. No. 3580 (S.C.R. No. 57):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 57, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION INVESTIGATE THE FEASIBILITY OF EBOOKS AS AN ALTERNATIVE TO TRADITIONAL TEXTBOOKS AND REPORT ITS FINDINGS TO THE LEGISLATURE," was adopted.

Stand. Com. Rep. No. 3581 (S.C.R. No. 217):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 217, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COUNTIES TO ADOPT AN ORDINANCE TO PARTICIPATE IN THE NATIONAL

FLOOD INSURANCE PROGRAM COMMUNITY RATING SYSTEM TO OBTAIN MONETARY DISCOUNTS IN PURCHASING FLOOD INSURANCE," was adopted.

Stand. Com. Rep. No. 3582 (S.R. No. 147):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 147, entitled: "SENATE RESOLUTION REQUESTING THE COUNTIES TO ADOPT AN ORDINANCE TO PARTICIPATE IN THE NATIONAL FLOOD INSURANCE PROGRAM COMMUNITY RATING SYSTEM TO OBTAIN MONETARY DISCOUNTS IN PURCHASING FLOOD INSURANCE," was adopted.

Stand. Com. Rep. No. 3583 (H.C.R. No. 51):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 51, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO ASSIST IN THE PRIVATIZATION OF ITS PALOLO VALLEY HOMES PROJECT," was adopted.

Stand. Com. Rep. No. 3593 (S.C.R. No. 131, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 131, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO CONVENE A TASK FORCE TO MAKE RECOMMENDATIONS ON THE APPROPRIATE LEASE RENT FOR THE MAUNA KEA SUMMIT LANDS," was adopted.

Stand. Com. Rep. No. 3594 (S.C.R. No. 106, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 106, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING HAWAII EMPLOYERS TO DEVELOP AND IMPLEMENT STANDARDS OF CONDUCT AND POLICIES FOR MANAGERS AND EMPLOYEES TO REDUCE WORKPLACE BULLYING AND PROMOTE HEALTHFUL AND SAFE WORK ENVIRONMENTS," was adopted.

Stand. Com. Rep. No. 3595 (S.R. No. 62, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 62, S.D. 1, entitled: "SENATE RESOLUTION URGING HAWAII EMPLOYERS TO DEVELOP AND IMPLEMENT STANDARDS OF CONDUCT AND POLICIES FOR MANAGERS AND EMPLOYEES TO REDUCE WORKPLACE BULLYING AND PROMOTE HEALTHFUL AND SAFE WORK ENVIRONMENTS," was adopted.

Stand. Com. Rep. No. 3596 (S.C.R. No. 49, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 49, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO CONDUCT A STUDY OF THE STATE FIRE COUNCIL," was adopted.

Stand. Com. Rep. No. 3597 (S.R. No. 30, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 30, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO CONDUCT A STUDY OF THE STATE FIRE COUNCIL," was adopted.

Stand. Com. Rep. No. 3598 (S.C.R. No. 75, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 75, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION CLARIFY THE PROCEDURES THROUGH WHICH STUDENTS MAY TAKE ONLINE CLASSES FROM AN ACCREDITED INSTITUTION FOR CREDIT TOWARD DEPARTMENT OF EDUCATION REQUIREMENTS," was adopted.

Stand. Com. Rep. No. 3599 (S.R. No. 49, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 49, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION CLARIFY THE PROCEDURES THROUGH WHICH STUDENTS MAY TAKE ONLINE CLASSES FROM AN ACCREDITED INSTITUTION FOR CREDIT TOWARD DEPARTMENT OF EDUCATION REQUIREMENTS," was adopted.

Stand. Com. Rep. No. 3600 (S.C.R. No. 41):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 41, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND THE EXECUTIVE OFFICE ON AGING TO COLLABORATE ON PROVIDING TRANSPORTATION TO SENIORS AND TO VISUALLY IMPAIRED PERSONS, AND EXPRESSING THE LEGISLATURE'S SUPPORT FOR FEDERAL LEGISLATION TO PROVIDE FUNDING FOR ITNAMERICA FOR A FIVE-YEAR NATIONAL ROLL-OUT AND GRANTS," was adopted.

Stand. Com. Rep. No. 3601 (S.R. No. 22):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 22, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND THE EXECUTIVE OFFICE ON AGING TO COLLABORATE ON PROVIDING TRANSPORTATION TO SENIORS AND TO VISUALLY IMPAIRED PERSONS, AND EXPRESSING THE LEGISLATURE'S SUPPORT FOR FEDERAL LEGISLATION TO PROVIDE FUNDING FOR ITNAMERICA FOR A FIVE-YEAR NATIONAL ROLL-OUT AND GRANTS," was adopted.

Stand. Com. Rep. No. 3602 (S.R. No. 79):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 79, entitled: "SENATE RESOLUTION ESTABLISHING A SENATE SPECIAL COMMITTEE TO MAKE RECOMMENDATIONS ON THE APPROPRIATE LEASE RENT FOR THE MAUNA KEA SUMMIT LANDS," was adopted with Senator Hemmings voting "No."

Stand. Com. Rep. No. 3603 (S.C.R. No. 199):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 199, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COLLEGE OF HAWAIIAN LANGUAGE AT THE UNIVERSITY OF HAWAII AT HILO TO WORK WITH APPROPRIATE GOVERNMENT OFFICES TO DEVELOP A PLAN TO PROMOTE THE HAWAIIAN LANGUAGE IN ALL STATE AND COUNTY GOVERNMENT OFFICES," was adopted.

Stand. Com. Rep. No. 3604 (S.C.R. No. 93, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 93, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE ATTORNEY GENERAL TO IMPLEMENT MEASURES TO PROVIDE A SMOOTH TRANSITION FOR PUBLIC, EDUCATION, AND GOVERNMENT ACCESS ORGANIZATIONS SHOULD IT BE DETERMINED BY THE STATE PROCUREMENT OFFICE THAT THESE ORGANIZATIONS ARE SUBJECT TO THE STATE PROCUREMENT LAW," was adopted.

Stand. Com. Rep. No. 3605 (S.R. No. 64):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 64, entitled: "SENATE RESOLUTION REQUESTING CONGRESS TO EXAMINE THE PUBLIC POLICY UNDERLYING THE RECOVERY OF MEDICAL ASSISTANCE PAYMENTS," was adopted.

Stand. Com. Rep. No. 3606 (S.C.R. No. 10, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 10, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE PRESERVATION OF JAPANESE SHRINES AND TEMPLES IN HAWAII," was adopted.

Stand. Com. Rep. No. 3607 (S.C.R. No. 222, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 222, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REPORT ON THE FEASIBILITY OF CREATING A HAWAII STATE HISTORY MUSEUM," was adopted with Senators Slom and Hemmings voting "No."

Stand. Com. Rep. No. 3608 (S.C.R. No. 56, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 56, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO PREPARE A PLAN TO REDUCE THE STATEWIDE FERAL PIG POPULATION," was adopted.

Stand. Com. Rep. No. 3609 (S.R. No. 43, S.D. 2):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 43, S.D. 2, entitled: "SENATE RESOLUTION REQUESTING THAT THE LEGISLATIVE REFERENCE BUREAU STUDY AND EVALUATE THE FEASIBILITY OF ESTABLISHING

AN ECONOMIC REDEVELOPMENT AGENCY FOR THE URBAN CORE OF HONOLULU,” was adopted.

Stand. Com. Rep. No. 3610 (S.R. No. 119, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 119, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO CONDUCT A STUDY TO DETERMINE THE MULTIPLIER EFFECT OF THE AGRICULTURAL INDUSTRY IN HAWAII’S ECONOMY,” was adopted.

Stand. Com. Rep. No. 3611 (S.R. No. 78, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 78, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO RECOMMEND SOLUTIONS TO ABATE AND PREVENT THE ACCUMULATION OF SEDIMENT AT WAILOA SMALL BOAT HARBOR AND ALONG HILO BAYFRONT,” was adopted.

Stand. Com. Rep. No. 3612 (S.R. No. 86):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 86, entitled: “SENATE RESOLUTION REQUESTING THE COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES OF THE UNIVERSITY OF HAWAII AT MANOA TO STUDY THE FEASIBILITY OF MANDATED OR INCENTIVE BASED VOLUNTARY ROOFTOP LANDSCAPING AND AGRICULTURE IN URBAN DISTRICTS,” was adopted with Senators Slom and Hemmings voting “No.”

Stand. Com. Rep. No. 3613 (S.C.R. No. 178, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 178, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO CONDUCT A STUDY TO DETERMINE THE MULTIPLIER EFFECT OF THE AGRICULTURAL INDUSTRY IN HAWAII’S ECONOMY,” was adopted with Senator Hemmings voting “No.”

Stand. Com. Rep. No. 3614 (S.C.R. No. 139):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 139, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES OF THE UNIVERSITY OF HAWAII AT MANOA TO STUDY THE FEASIBILITY OF MANDATED OR INCENTIVE BASED VOLUNTARY ROOFTOP LANDSCAPING AND AGRICULTURE IN URBAN DISTRICTS,” was adopted with Senator Slom voting “No.”

Stand. Com. Rep. No. 3615 (S.C.R. No. 130, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 130, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO RECOMMEND SOLUTIONS TO ABATE AND PREVENT THE ACCUMULATION OF SEDIMENT AT WAILOA SMALL

BOAT HARBOR AND ALONG HILO BAYFRONT,” was adopted.

Stand. Com. Rep. No. 3616 (S.C.R. No. 66, S.D. 2):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 66, S.D. 2, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THAT THE LEGISLATIVE REFERENCE BUREAU STUDY AND EVALUATE THE FEASIBILITY OF ESTABLISHING AN ECONOMIC REDEVELOPMENT AGENCY FOR THE URBAN CORE OF HONOLULU,” was adopted.

Stand. Com. Rep. No. 3617 (S.C.R. No. 62, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 62, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO PROCLAIM THE SECOND SATURDAY IN OCTOBER AS ‘E HO’OLA I NA ALA HELE DAY’ – ‘TO GIVE LIFE TO THE TRAILS DAY,’” was adopted.

Stand. Com. Rep. No. 3618 (S.C.R. No. 77, S.D. 2):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 77, S.D. 2, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT TWO STUDIES OF RECOMMENDED PROCEDURES THAT WILL ENSURE THAT STATE-FUNDED HEALTH CARE PAYMENTS ADEQUATELY REIMBURSE PROVIDERS WHO PROVIDE SERVICES FOR MEDICAID OR QUEST RECIPIENTS AND INJURED EMPLOYEES UNDER WORKERS COMPENSATION INSURANCE,” was adopted.

Stand. Com. Rep. No. 3619 (S.C.R. No. 152, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 152, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT AN INTERIM STUDY OF THE NEED FOR GREATER REGULATION OF THE MEDICAL MALPRACTICE INSURANCE INDUSTRY IN HAWAII AND TO PROPOSE NEEDED REFORMS,” was adopted with Senators Slom and Hogue voting “No.”

Stand. Com. Rep. No. 3620 (S.R. No. 71):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 71, entitled: “SENATE RESOLUTION REQUESTING A STUDY ON CREATING CONTRIBUTORY AFFORDABLE HOUSING SOLUTIONS THROUGH MANDATED STATE SPECIAL ASSESSMENTS AGAINST REAL PROPERTY AND IMPROVEMENTS THAT ACCRUE TO COMMERCIAL AND INDUSTRIAL LESSORS THROUGH THE EXERCISE OF FULL-TERM EXPIRATORY REVERSION CLAUSES IN GROUND LEASE CONTRACTS ENTERED INTO AFTER DECEMBER 31, 1963,” was adopted with Senators Slom, Hogue, Trimble and Whalen voting “No.”

Stand. Com. Rep. No. 3621 (S.C.R. No. 113, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 113, S.D. 1, entitled: “SENATE CONCURRENT

RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE ISSUE OF AUTHORIZING PSYCHOLOGISTS WHO HAVE OBTAINED THE APPROPRIATE EDUCATION, TRAINING, AND EXPERIENCE TO PRESCRIBE A LIMITED FORMULARY OF PSYCHOTROPIC MEDICATIONS FOR THE TREATMENT OF MENTAL ILLNESS WHILE PRACTICING IN FEDERALLY QUALIFIED HEALTH CENTERS OR LICENSED HEALTH CLINICS LOCATE IN FEDERALLY DESIGNATED MEDICALLY UNDERSERVED AREAS OR IN MENTAL HEALTH PROFESSIONAL SHORTAGE AREAS," was adopted with Senator Hemmings voting "No."

Stand. Com. Rep. No. 3622 (S.C.R. No. 195):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 195, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HONOLULU BOARD OF WATER SUPPLY OF THE CITY AND COUNTY OF HONOLULU TO WORK WITH THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII ON THE REPLACEMENT OF THE WAIHAOLE VALLEY WATER SYSTEM AND FOR THE BOARD OF WATER SUPPLY TO ACCEPT DEDICATION OF THE UPGRADED WATER SYSTEM," was adopted.

Stand. Com. Rep. No. 3623 (S.C.R. No. 157, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 157, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO NAME THE KOMOHANA RESEARCH AND EXTENSION CENTER'S ADMINISTRATIVE OFFICE WING IN HONOR OF DR. TADASHI HIGAKI," was adopted.

Stand. Com. Rep. No. 3624 (S.R. No. 113, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 113, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO NAME THE KOMOHANA RESEARCH AND EXTENSION CENTER'S ADMINISTRATIVE OFFICE WING IN HONOR OF DR. TADASHI HIGAKI," was adopted.

Stand. Com. Rep. No. 3625 (S.R. No. 130):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 130, entitled: "SENATE RESOLUTION REQUESTING THE HONOLULU BOARD OF WATER SUPPLY OF THE CITY AND COUNTY OF HONOLULU TO WORK WITH THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII ON THE REPLACEMENT OF THE WAIHAOLE VALLEY WATER SYSTEM AND FOR THE BOARD OF WATER SUPPLY TO ACCEPT DEDICATION OF THE UPGRADED WATER SYSTEM," was adopted.

Stand. Com. Rep. No. 3626 (S.C.R. No. 98, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 98, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO PROCEED WITH CAUTION IN

REVIEWING DEVELOPMENTS ON STEEP HILLSIDES WITH POTENTIAL ROCKFALL HAZARDS," was adopted.

Stand. Com. Rep. No. 3627 (S.C.R. No. 196, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 196, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION CALLING FOR THE RIGOROUS REEXAMINATION OF THE DEVELOPMENT EXPANSION PLAN AT TURTLE BAY RESORT DUE TO THE PASSAGE OF TIME AND CHANGED CONDITIONS OF THE NORTH SHORE AND THE ISLAND OF OAHU," was adopted.

Stand. Com. Rep. No. 3628 (S.R. No. 131, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 131, S.D. 1, entitled: "SENATE RESOLUTION CALLING FOR THE RIGOROUS REEXAMINATION OF THE DEVELOPMENT EXPANSION PLAN AT TURTLE BAY RESORT DUE TO THE PASSAGE OF TIME AND CHANGED CONDITIONS OF THE NORTH SHORE AND THE ISLAND OF OAHU," was adopted.

Stand. Com. Rep. No. 3629 (S.C.R. No. 14, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 14, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK FEDERAL FUNDING TO BE USED FOR PROGRAMS AND MEASURES INTENDED TO PREVENT AND FIGHT AGAINST INVASIVE SPECIES IN HAWAII," was adopted.

Stand. Com. Rep. No. 3630 (S.R. No. 5, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.R. No. 5, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK FEDERAL FUNDING TO BE USED FOR PROGRAMS AND MEASURES INTENDED TO PREVENT AND FIGHT AGAINST INVASIVE SPECIES IN HAWAII," was adopted.

Stand. Com. Rep. No. 3631 (S.C.R. No. 81, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 81, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES TO ELIMINATE THE CONCEPT OF POSITIVE ENROLLMENT FROM THE RECENTLY ISSUED QUEST REQUEST FOR PROPOSAL," was adopted with Senators Slom and Whalen voting "No."

Stand. Com. Rep. No. 3632 (S.R. No. 52, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 52, S.D. 1, entitled: "SENATE RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES TO ELIMINATE THE CONCEPT OF POSITIVE ENROLLMENT FROM THE RECENTLY ISSUED QUEST REQUEST FOR PROPOSAL," was adopted with Senators Slom and Whalen voting "No."

ADOPTION OF RESOLUTIONS

S.C.R. No. 13:

On motion by Senator Hee, seconded by Senator Hogue and carried, S.C.R. No. 13, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A WORK-FAMILY TASK FORCE TO REVIEW HAWAII'S WORK-FAMILY LAWS AND POLICIES, AND REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY OTHER STATES' LAWS AND PRACTICES THAT PROMOTE GOOD WORK-FAMILY POLICY," was adopted.

S.C.R. No. 17, S.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, S.C.R. No. 17, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," was adopted.

S.C.R. No. 18, S.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, S.C.R. No. 18, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FINANCIAL AND MANAGEMENT AUDIT OF THE CAPITAL FUND PROGRAM ADMINISTERED BY THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII," was adopted.

S.C.R. No. 44:

On motion by Senator Hee, seconded by Senator Hogue and carried, S.C.R. No. 44, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF THE CAPITAL IMPROVEMENT PROJECTS OF THE DEPARTMENT OF TRANSPORTATION," was adopted.

S.C.R. No. 52, S.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, S.C.R. No. 52, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COMMITTEES ON HUMAN SERVICES OF THE SENATE AND HOUSE OF REPRESENTATIVES TO CONVENE INTERIM HEARINGS ON THE USE OF LEGAL INTERVENTIONS AVAILABLE TO THE FAMILY COURT," was adopted.

S.C.R. No. 60:

On motion by Senator Hee, seconded by Senator Hogue and carried, S.C.R. No. 60, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION EXEMPT THE HIGH CORE PROGRAM'S COMPREHENSIVE SCHOOL ALIENATION PROGRAM FUNDING FROM THE WEIGHTED STUDENT FORMULA BUDGETING PROCESS AS WAS INTENDED BY THE COMMITTEE ON WEIGHTS AND THE BOARD OF EDUCATION," was adopted.

S.C.R. No. 61, S.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, S.C.R. No. 61, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE AUDITOR CONDUCT A FISCAL AND PROGRAM AUDIT OF THE DEPARTMENT OF EDUCATION'S HAWAIIAN STUDIES PROGRAM," was adopted.

S.C.R. No. 67, S.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, S.C.R. No. 67, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO ENSURE THAT THE CURRENT RESIDENTIAL ALTERNATIVE COMMUNITY CARE PROGRAM MODEL IS NOT DISMANTLED WITH THE PROPOSED QUEST EXPANDED ACCESS PROGRAM," was adopted.

S.C.R. No. 128, S.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, S.C.R. No. 128, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF HAWAIIAN HOME LANDS ENTER INTO A LEASE/PURCHASE AGREEMENT FOR THE CONSTRUCTION OF A NEW OFFICE FACILITY ON HAWAIIAN HOME LANDS IN EAST KAPOLEI TO BE FUNDED BY THE ISSUANCE OF CERTIFICATES OF PARTICIPATION," was adopted.

S.C.R. No. 148:

On motion by Senator Hee, seconded by Senator Hogue and carried, S.C.R. No. 148, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO WORK WITH THE SAMUEL MILLS DAMON ESTATE TRUSTEES, MOANALUA GARDENS FOUNDATION, THE TRUST FOR PUBLIC LANDS, THE NATURE CONSERVANCY, AND OFFICE OF HAWAIIAN AFFAIRS TO PURCHASE THE MOANALUA GARDENS," was adopted.

S.C.R. No. 172, S.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, S.C.R. No. 172, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO TAKE INTO ACCOUNT THE NEED TO RENOVATE AGING CLASSROOM SPACES AND OTHER CHANGING EDUCATIONAL NEEDS WHEN DETERMINING CAPITAL IMPROVEMENT PROJECT PRIORITIES," was adopted.

S.C.R. No. 200:

On motion by Senator Hee, seconded by Senator Hogue and carried, S.C.R. No. 200, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING SUPPORT FOR THE UNIVERSITY OF HAWAII'S CENTER ON AGING, RESEARCH, AND EDUCATION," was adopted.

THIRD READING

H.B. No. 2043, H.D. 2, S.D. 3:

On motion by Senator Chun Oakland, seconded by Senator Ihara and carried, H.B. No. 2043, H.D. 2, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 2419, H.D. 1, S.D. 3:

Senator Fukunaga moved that H.B. No. 2419, H.D. 1, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Taniguchi.

Senator Slom rose in opposition to the measure as follows:

“Mr. President, I rise in opposition to this bill.

“This bill was amended to include the so-called streamlining tax provisions. I spoke against this last year and I spoke against it earlier this year. This is a backdoor approach at taxing on the internet. Actually, the bill has been argued that it is just a way of catching those taxpayers who have not paid their use tax. I would refer the following to our members, the US Supreme Court case Quill vs. North Dakota. That case has ruled that requiring remote sellers to collect a sales tax is an undue burden on state commerce, and unless that is overturned, the state cannot require sellers to collect its sales tax unless they are physically located in the state.

“The real target of this legislation is to get at those businesses that are doing business on the internet. It’s an additional tax burden. It would not result in additional tax collections because of the vaunted 19 states in the compact last year. Many of them have read the same Supreme Court decision that I have. Many of them have also looked at the practicality of requiring another state to collect their taxes and remit them particularly from the interstate as we’ve seen a great deal of interest, and I would suggest that most people in this room today are buying off the internet.

“So, it’s a sneaky way and an untrue way of adding yet another tax. Thank you.”

Senator Fukunaga rose in support of the measure and said:

“Mr. President, I rise to speak in support of H.B. No. 2419, H.D. 1, S.D. 3.

“In response to the prior speaker, the states across the country that are participating in this voluntary streamlined sales and use tax effort seek to demonstrate that they are able to put together an agreement which would provide voluntary compliance on the part of out-of-state sellers (who are willing to remit the use tax that is currently due and owing upon out-of-state sales, whether they are purchased through catalogs, whether they’re purchased over the internet, or whether they’re purchased by telephone). This bill is simply a way of keeping the issue alive so that we can further discuss it, as we discuss the Tax Department’s upgrades to its ITIMS System.

“I urge my colleagues to vote in support of this measure.”

Senator Slom rose and said:

“Mr. President, Roll Call vote, please.”

The Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 2419, H.D. 1, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” having been read throughout, and Roll Call vote having been requested, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Hogue, Slom). Excused, 1 (Hanabusa).

H.B. No. 1935, H.D. 1, S.D. 1:

On motion by Senator Menor, seconded by Senator Baker and carried, H.B. No. 1935, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY

ASSOCIATIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

ADVISE AND CONSENT

MATTER DEFERRED FROM TUESDAY, APRIL 4, 2006

Stand. Com. Rep. No. 3238 (Gov. Msg. No. 313):

Senator Inouye rose in support of the nominee as follows:

“Mr. President, I rise in strong support of Gov. Msg. No. 313, the nomination of Mr. Aaron S. Fujioka to the position of state procurement administrator.

“The Committee on Transportation and Government Operations voted to advise and consent to his nomination on March 30th. Mr. President and colleagues, I racked my brains all night trying to think of something funny to say about Mr. Fujioka, but he’s so serious, I couldn’t think of anything so I’ll just stick to the serious this time.

“Aaron has over 20 years of experience in public procurement, contracts management, and planning and program development. Since 2001, he has been serving as the administrator and chief procurement officer of the state procurement office of DAGS with a seven-month break in service to serve as special advisor to the Department of Community Services for Honolulu. Prior to working with DAGS, Mr. Fujioka worked in the Department of Labor and Industrial Relations. He received his Master’s and Bachelor’s degrees from the University of Hawaii at Manoa.

“Mr. Fujioka received over 20 letters of recommendation from associates and colleagues, including Mr. Russ Saito, comptroller of DAGS, who wrote of Mr. Fujioka’s integrity. He described Mr. Fujioka as professional, forthright, and fair. Mr. Anthony Ching, or Tony Ching as we know him, the executive officer of the Land Use Commission, wrote that Mr. Fujioka displayed an encyclopedia-like knowledge of procurement regulations and programs.

“I am fully confident that Aaron Fujioka has the qualifications, experience, and character for this position and I urge my colleagues to support his nomination. Thank you, Mr. President and colleagues.”

At 12:01 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:04 o’clock p.m.

Senator Whalen rose and stated:

“Point of order, Mr. President, don’t we need a motion?”

The President then said:

“We will now take the vote on consent.”

Senator Whalen interjected:

“I don’t think there’s a motion on the Floor.”

At 12:04 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:05 o’clock p.m.

The President made the following observation:

“On this particular item, we will now take the vote on consent.”

Senator Inouye moved that Stand. Com. Rep. No. 3238 be received and placed on file, seconded by Senator Espero and carried.

Senator Inouye then moved that the Senate advise and consent to the nomination of AARON S. FUJIOKA as the State Procurement Administrator, term to expire October 16, 2009, seconded by Senator Espero.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

At this time, Senator Inouye introduced Mr. Fujioka to the members of the Senate. (Mr. Fujioka, who was seated in the gallery, rose to be recognized.)

At 12:06 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:10 o'clock p.m.

RECONSIDERATION OF ACTION TAKEN

S.B. No. 2737, S.D. 1 (H.D. 1):

Senator Kokubun moved that the Senate reconsider its action taken on April 6, 2006, in disagreeing to the amendments proposed by the House to S.B. No. 2737, S.D. 1, seconded by Senator Hooser and carried.

Senator Kokubun moved that the Senate agree to the amendments proposed by the House to S.B. No. 2737, S.D. 1, seconded by Senator Hooser.

Senator Kokubun noted:

“Mr. President, the amendments that the House proposed to the measure were technical and nonsubstantive. Essentially what they did was they just added the scientific names for the species that we list in the bill. Thank you.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2737, S.D. 1, and S.B. No. 2737, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MARINE INVERTEBRATES,” was placed on the calendar for Final Reading on Monday, April 17, 2006.

Senator English, Chair of the Committee on Energy, Environment, and International Affairs, requested that the referrals to the Committee on Energy, Environment, and International Affairs be waived for the following resolutions:

- H.C.R. No. 195;
- H.C.R. No. 305; and
- H.C.R. No. 317,

and the Chair granted the waiver.

By unanimous consent, the following House concurrent resolutions were placed on the calendar for Adoption on Monday, April 17, 2006:

H.C.R. No. 195, entitled: “HOUSE CONCURRENT RESOLUTION ENCOURAGING HAWAII’S LANDOWNERS, INVESTORS, COUNTY GOVERNMENTS, AND REGULATED ELECTRIC UTILITIES TO PURSUE DEVELOPMENT AND CONVERSION OF FUEL CROPS FOR ELECTRICITY GENERATION, AND REQUESTING THE HAWAII ENERGY POLICY FORUM TO MAKE RECOMMENDATIONS”;

H.C.R. No. 305, entitled: “HOUSE CONCURRENT RESOLUTION SUPPORTING THE KYOTO PROTOCOL ON CLIMATE CHANGE AS A SIGNIFICANT MEANS TO REDUCE GREENHOUSE GAS EMISSIONS AND STABILIZE THE GLOBAL ATMOSPHERE, AND AS A NECESSARY FIRST STEP TOWARD MAINTAINING THE HEALTH AND QUALITY OF LIFE FOR FUTURE GENERATIONS OF HAWAII RESIDENTS, AND URGING THE GOVERNOR TO REQUEST THE PRESIDENT TO PURSUE RATIFICATION OF THIS AGREEMENT”; and

H.C.R. No. 317, entitled: “HOUSE CONCURRENT RESOLUTION COMMENDING THE EFFORTS OF THE ONE CAMPAIGN AND INVITING ALL CITIZENS TO JOIN IN RECOGNIZING AND SUPPORTING THE ONE CAMPAIGN AS IT SPREADS ITS MESSAGE THROUGHOUT THE NATION AND THE WORLD.”

APPOINTMENT OF CONFEREES

S.B. No. 427, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 427, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Hanabusa, co-chair; Espero, Whalen as managers on the part of the Senate at such conference.

S.B. No. 695 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 695, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Hee, Whalen as managers on the part of the Senate at such conference.

S.B. No. 951, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 951, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Hanabusa, co-chair; Whalen as managers on the part of the Senate at such conference.

S.B. No. 995, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 995, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Taniguchi, co-chair; Whalen as managers on the part of the Senate at such conference.

S.B. No. 2006, S.D. 3 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2006, S.D. 3, and the request for a conference on the subject matter thereof,

the President appointed Senators Kokubun, chair; Hanabusa, co-chair; English, Hee, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2063 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2063, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Espero, Kanno, Tsutsui, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 2090, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2090, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Taniguchi, co-chair; Trimble as managers on the part of the Senate at such conference.

S.B. No. 2213, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2213, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Espero, Hanabusa, co-chairs; Whalen as managers on the part of the Senate at such conference.

S.B. No. 2237, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2237, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Taniguchi, co-chair; Espero, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2243, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2243, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Chun Oakland, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2244, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2244, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Hee, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2328, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2328, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Hanabusa, co-chair; Fukunaga, Trimble as managers on the part of the Senate at such conference.

S.B. No. 2358, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2358, S.D. 2, and the request for a conference on the subject matter thereof,

the President appointed Senators Kokubun, chair; Hanabusa, co-chair; English, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2360, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2360, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Taniguchi, co-chair; English, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 2462, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2462, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Ige, co-chair; Baker, English, Slom as managers on the part of the Senate at such conference.

S.B. No. 2476, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2476, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Hee, Taniguchi, co-chairs; Baker, Fukunaga, Inouye, Trimble as managers on the part of the Senate at such conference.

S.B. No. 2487 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2487, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Inouye, co-chair; Hee, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2550, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2550, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Ige, Taniguchi, co-chairs; Fukunaga, Slom as managers on the part of the Senate at such conference.

S.B. No. 2609, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2609, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Hee, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2617, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2617, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Taniguchi, co-chair; Hooser, Ihara, Tsutsui, Trimble as managers on the part of the Senate at such conference.

S.B. No. 2667, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2667, S.D. 2, and the request for a conference on the subject matter thereof,

the President appointed Senators Ige, chair; Hanabusa, co-chair; Inouye, Slom as managers on the part of the Senate at such conference.

S.B. No. 2720, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2720, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Inouye, Taniguchi, co-chairs; Espero, Tsutsui, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2753, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2753, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Taniguchi, co-chair; Hooser, Ige, Inouye, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 2901 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2901, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Ige, Taniguchi, co-chairs; Tsutsui, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2929 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2929, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Hanabusa, co-chair; Whalen as managers on the part of the Senate at such conference.

S.B. No. 2930, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2930, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Chun Oakland, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2986, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2986, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Kokubun, Ige, co-chairs; Inouye, Slom as managers on the part of the Senate at such conference.

S.B. No. 3003, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3003, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Baker, Tsutsui, co-chairs; Fukunaga, Taniguchi, Trimble as managers on the part of the Senate at such conference.

S.B. No. 3037, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3037, S.D. 2,

and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Taniguchi, co-chair; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 3051, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3051, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Taniguchi, co-chair; Kim, Slom as managers on the part of the Senate at such conference.

S.B. No. 3054, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3054, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Kokubun, Taniguchi, co-chairs; Chun Oakland, Tsutsui, Hogue as managers on the part of the Senate at such conference.

S.B. No. 3084, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3084, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Taniguchi, co-chair; English, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 3197, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3197, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Chun Oakland, Hooser, Kanno, Nishihara, Tsutsui, Hogue as managers on the part of the Senate at such conference.

S.B. No. 3253, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3253, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Taniguchi, co-chair; Fukunaga, Ihara, Slom as managers on the part of the Senate at such conference.

S.B. No. 3254, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3254, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Hanabusa, Baker, co-chairs; Fukunaga, Ihara, Trimble as managers on the part of the Senate at such conference.

ADJOURNMENT

At 12:12 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., Monday, April 17, 2006.

FORTY-NINTH DAY

Monday, April 17, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:57 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Daiya Amano, Izumo Taishakyo Mission in Hawaii, after which the Roll was called showing all Senators present with the exception of Senators Inouye and Whalen who were excused.

The President announced that he had read and approved the Journal of the Forty-Eighth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 405 to 416) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 405, submitting for consideration and confirmation to the Hawaii Labor Relations Board, the nomination of PAUL K.W. AU, term to expire June 30, 2012, was referred to the Committee on Labor.

Gov. Msg. No. 406, submitting for consideration and confirmation to the Hawaii Labor Relations Board, the nomination of SARAH REIKO HIRAKAMI, term to expire June 30, 2012, was referred to the Committee on Labor.

Gov. Msg. No. 407, submitting for consideration and confirmation to the Board of Land and Natural Resources, the nomination of TIMOTHY E. JOHNS, term to expire June 30, 2010, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 408, submitting for consideration and confirmation to the Board of Directors of the Hawaii Tourism Authority, the nomination of KELVIN M. BLOOM, term to expire June 30, 2010, was referred to the Committee on Tourism.

Gov. Msg. No. 409, submitting for consideration and confirmation to the Board of Directors of the Hawaii Tourism Authority, the nomination of PATRICIA A. EWING, term to expire June 30, 2010, was referred to the Committee on Tourism.

Gov. Msg. No. 410, submitting for consideration and confirmation to the Board of Directors of the Hawaii Tourism Authority, the nomination of KENNETH L. JOHNSTON, term to expire June 30, 2010, was referred to the Committee on Tourism.

Gov. Msg. No. 411, submitting for consideration and confirmation to the Board of Directors of the Hawaii Tourism Authority, the nomination of CHALENE "CHA" MAE KU'UPUAALA THOMPSON, term to expire June 30, 2010, was referred to the Committee on Tourism.

Gov. Msg. No. 412, informing the Senate that on April 13, 2006, she signed into law Senate Bill No. 2591 as Act 3, entitled: "RELATING TO APPEALS," was placed on file.

Gov. Msg. No. 413, informing the Senate that on April 13, 2006, she signed into law Senate Bill No. 2604 as Act 4, entitled: "RELATING TO INTERMEDIATE APPELLATE COURT PANELS," was placed on file.

Gov. Msg. No. 414, informing the Senate that on April 13, 2006, she signed into law House Bill No. 2900 as Act 5, entitled: "RELATING TO ELECTRONIC VOTING," was placed on file.

Gov. Msg. No. 415, informing the Senate that on April 13, 2006, she signed into law Senate Bill No. 2333 as Act 6, entitled: "MAKING AN EMERGENCY APPROPRIATION FOR GENERAL ASSISTANCE," was placed on file.

Gov. Msg. No. 416, informing the Senate that on April 13, 2006, she signed into law Senate Bill No. 2489 as Act 7, entitled: "RELATING TO FORFEITURE OF PROPERTY," was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 701 to 756) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 701, informing the Senate that the House has disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 1, H.D. 2 (S.D. 1);
 H.B. No. 30, H.D. 1 (S.D. 2);
 H.B. No. 173, H.D. 1 (S.D. 1);
 H.B. No. 237, H.D. 3 (S.D. 1);
 H.B. No. 266, H.D. 1 (S.D. 2);
 H.B. No. 439, H.D. 1 (S.D. 2);
 H.B. No. 487, H.D. 1 (S.D. 3);
 H.B. No. 970, H.D. 1 (S.D. 1);
 H.B. No. 1021, H.D. 2 (S.D. 2);
 H.B. No. 1033, H.D. 1 (S.D. 2);
 H.B. No. 1155, H.D. 1 (S.D. 2);
 H.B. No. 1448, H.D. 2 (S.D. 1);
 H.B. No. 1466, H.D. 1 (S.D. 2);
 H.B. No. 1706, H.D. 3 (S.D. 1);
 H.B. No. 1723, H.D. 2 (S.D. 2);
 H.B. No. 1800, H.D. 1 (S.D. 1);
 H.B. No. 1809, H.D. 2 (S.D. 2);
 H.B. No. 1821, H.D. 2 (S.D. 2);
 H.B. No. 1825, H.D. 1 (S.D. 2);
 H.B. No. 1833, H.D. 1 (S.D. 2);
 H.B. No. 1843, H.D. 1 (S.D. 2);
 H.B. No. 1861 (S.D. 1);
 H.B. No. 1862, H.D. 2 (S.D. 2);
 H.B. No. 1865, H.D. 1 (S.D. 2);
 H.B. No. 1866, H.D. 1 (S.D. 2);
 H.B. No. 1867, H.D. 1 (S.D. 2);
 H.B. No. 1871, H.D. 1 (S.D. 2);
 H.B. No. 1879, H.D. 1 (S.D. 1);
 H.B. No. 1880, H.D. 2 (S.D. 2);
 H.B. No. 1889, H.D. 1 (S.D. 2);
 H.B. No. 1890, H.D. 1 (S.D. 2);
 H.B. No. 1891, H.D. 2 (S.D. 2);
 H.B. No. 1899, H.D. 1 (S.D. 1);
 H.B. No. 1900, H.D. 1 (S.D. 1);
 H.B. No. 1917, H.D. 2 (S.D. 2);
 H.B. No. 1918, H.D. 1 (S.D. 2);
 H.B. No. 1922, H.D. 1 (S.D. 2);
 H.B. No. 1923, H.D. 1 (S.D. 2);
 H.B. No. 1928, H.D. 2 (S.D. 2);
 H.B. No. 1935, H.D. 1 (S.D. 1);
 H.B. No. 1947 (S.D. 1);
 H.B. No. 1948, H.D. 2 (S.D. 2);
 H.B. No. 1955, H.D. 1 (S.D. 1);

H.B. No. 1977, H.D. 1 (S.D. 2);
 H.B. No. 1995, H.D. 1 (S.D. 2);
 H.B. No. 2039, H.D. 2 (S.D. 2);
 H.B. No. 2043, H.D. 2 (S.D. 3);
 H.B. No. 2045, H.D. 2 (S.D. 1);
 H.B. No. 2050, H.D. 2 (S.D. 1);
 H.B. No. 2051, H.D. 1 (S.D. 2);
 H.B. No. 2075, H.D. 1 (S.D. 2);
 H.B. No. 2097, H.D. 2 (S.D. 2);
 H.B. No. 2109, H.D. 1 (S.D. 2);
 H.B. No. 2133 (S.D. 1);
 H.B. No. 2145, H.D. 2 (S.D. 1);
 H.B. No. 2146, H.D. 1 (S.D. 1);
 H.B. No. 2153, H.D. 2 (S.D. 2);
 H.B. No. 2175, H.D. 2 (S.D. 2);
 H.B. No. 2176, H.D. 2 (S.D. 2);
 H.B. No. 2179, H.D. 2 (S.D. 2);
 H.B. No. 2182, H.D. 1 (S.D. 2);
 H.B. No. 2183, H.D. 1 (S.D. 1);
 H.B. No. 2187, H.D. 2 (S.D. 2);
 H.B. No. 2192, H.D. 2 (S.D. 2);
 H.B. No. 2199, H.D. 2 (S.D. 1);
 H.B. No. 2204, H.D. 2 (S.D. 2);
 H.B. No. 2210 (S.D. 1);
 H.B. No. 2211, H.D. 1 (S.D. 1);
 H.B. No. 2214, H.D. 1 (S.D. 2);
 H.B. No. 2239, H.D. 1 (S.D. 2);
 H.B. No. 2258, H.D. 1 (S.D. 2);
 H.B. No. 2265, H.D. 2 (S.D. 1);
 H.B. No. 2271, H.D. 1 (S.D. 2);
 H.B. No. 2273 (S.D. 1);
 H.B. No. 2275 (S.D. 1);
 H.B. No. 2277, H.D. 2 (S.D. 2);
 H.B. No. 2278, H.D. 1 (S.D. 2);
 H.B. No. 2315 (S.D. 2);
 H.B. No. 2319, H.D. 1 (S.D. 1);
 H.B. No. 2343, H.D. 1 (S.D. 2);
 H.B. No. 2346 (S.D. 1);
 H.B. No. 2347 (S.D. 1);
 H.B. No. 2367, H.D. 1 (S.D. 1);
 H.B. No. 2399, H.D. 2 (S.D. 1);
 H.B. No. 2410, H.D. 1 (S.D. 2);
 H.B. No. 2412, H.D. 1 (S.D. 1);
 H.B. No. 2419, H.D. 1 (S.D. 3);
 H.B. No. 2422, H.D. 1 (S.D. 2);
 H.B. No. 2423, H.D. 1 (S.D. 1);
 H.B. No. 2440, H.D. 2 (S.D. 2);
 H.B. No. 2454, H.D. 1 (S.D. 2);
 H.B. No. 2457, H.D. 1 (S.D. 1);
 H.B. No. 2500, H.D. 2 (S.D. 2);
 H.B. No. 2535 (S.D. 2);
 H.B. No. 2540, H.D. 2 (S.D. 2);
 H.B. No. 2555, H.D. 2 (S.D. 2);
 H.B. No. 2558, H.D. 1 (S.D. 2);
 H.B. No. 2587, H.D. 2 (S.D. 2);
 H.B. No. 2595, H.D. 1 (S.D. 2);
 H.B. No. 2619 (S.D. 1);
 H.B. No. 2625, H.D. 1 (S.D. 2);
 H.B. No. 2626 (S.D. 1);
 H.B. No. 2637, H.D. 1 (S.D. 2);
 H.B. No. 2639, H.D. 2 (S.D. 2);
 H.B. No. 2641, H.D. 1 (S.D. 2);
 H.B. No. 2669, H.D. 1 (S.D. 2);
 H.B. No. 2678, H.D. 2 (S.D. 2);
 H.B. No. 2692, H.D. 1 (S.D. 1);
 H.B. No. 2708, H.D. 2 (S.D. 2);
 H.B. No. 2713, H.D. 1 (S.D. 1);
 H.B. No. 2715, H.D. 1 (S.D. 2);
 H.B. No. 2737, H.D. 1 (S.D. 1);
 H.B. No. 2747, H.D. 2 (S.D. 1);
 H.B. No. 2763, H.D. 1 (S.D. 2);

H.B. No. 2771, H.D. 2 (S.D. 1);
 H.B. No. 2772, H.D. 1 (S.D. 2);
 H.B. No. 2774, H.D. 1 (S.D. 2);
 H.B. No. 2778, H.D. 2 (S.D. 2);
 H.B. No. 2796, H.D. 1 (S.D. 1);
 H.B. No. 2805 (S.D. 1);
 H.B. No. 2806, H.D. 1 (S.D. 2);
 H.B. No. 2836, H.D. 1 (S.D. 2);
 H.B. No. 2848, H.D. 2 (S.D. 2);
 H.B. No. 2878, H.D. 1 (S.D. 1);
 H.B. No. 2925, H.D. 1 (S.D. 2);
 H.B. No. 2947, H.D. 2 (S.D. 2);
 H.B. No. 2950 (S.D. 2);
 H.B. No. 2952, H.D. 1 (S.D. 2);
 H.B. No. 2961, H.D. 1 (S.D. 1);
 H.B. No. 2964, H.D. 1 (S.D. 2);
 H.B. No. 2966, H.D. 2 (S.D. 2);
 H.B. No. 2974 (S.D. 1);
 H.B. No. 2987, H.D. 1 (S.D. 2);
 H.B. No. 2991, H.D. 2 (S.D. 2);
 H.B. No. 3018, H.D. 1 (S.D. 1);
 H.B. No. 3036, H.D. 1 (S.D. 2);
 H.B. No. 3037, H.D. 1 (S.D. 1);
 H.B. No. 3056, H.D. 2 (S.D. 2);
 H.B. No. 3060, H.D. 1 (S.D. 2);
 H.B. No. 3067, H.D. 2 (S.D. 2);
 H.B. No. 3087, H.D. 2 (S.D. 2);
 H.B. No. 3100, H.D. 1 (S.D. 1);
 H.B. No. 3105, H.D. 2 (S.D. 2);
 H.B. No. 3115, H.D. 2 (S.D. 2);
 H.B. No. 3116, H.D. 2 (S.D. 2);
 H.B. No. 3118, H.D. 1 (S.D. 1);
 H.B. No. 3121, H.D. 2 (S.D. 1);
 H.B. No. 3123, H.D. 1 (S.D. 1);
 H.B. No. 3142, H.D. 2 (S.D. 2);
 H.B. No. 3194, H.D. 1 (S.D. 1);
 H.B. No. 3217, H.D. 1 (S.D. 1);
 H.B. No. 3225, H.D. 1 (S.D. 1);
 H.B. No. 3235, H.D. 1 (S.D. 1);
 H.B. No. 3237, H.D. 2 (S.D. 2);
 H.B. No. 3244, H.D. 1 (S.D. 2);
 H.B. No. 3257, H.D. 1 (S.D. 2);
 H.B. No. 3259, H.D. 1 (S.D. 2); and
 H.B. No. 3261, H.D. 1 (S.D. 2),

was placed on file.

Hse. Com. No. 702, transmitting H.C.R. No. 11, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 11, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII INVASIVE SPECIES COUNCIL TO STUDY AND REPORT ON SPECIFIC STRATEGIES TO PREVENT THE SPREAD OF COQUI FROGS AND OTHER INVASIVE SPECIES," was referred to the Committee on Water, Land, and Agriculture.

Hse. Com. No. 703, transmitting H.C.R. No. 36, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 36, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO CONDUCT A PREVENTION AND EDUCATION CAMPAIGN ON THE INCREASING INCIDENCE OF BEDBUGS," was referred to the Committee on Health.

Hse. Com. No. 704, transmitting H.C.R. No. 37, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 37, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO OFFER COVERAGE FOR SURVIVORS OF BRAIN INJURIES," was referred to the Committee on Health.

Hse. Com. No. 705, transmitting H.C.R. No. 38, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 38, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO AUDIT THE METHODS AND PROCEDURES EMPLOYED BY THE GOVERNOR IN SOLICITING PRIVATE SECTOR SPONSORSHIPS AND CONTRIBUTIONS, IN CASH OR IN-KIND, TO SUPPORT OR DEFRAY THE COSTS OF OFFICIAL GOVERNMENT FUNCTIONS, INCLUDING TRADE MISSIONS," was referred to the Committee on Transportation and Government Operations.

Hse. Com. No. 706, transmitting H.C.R. No. 42, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 42, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE REGULATION OF MIXED MARTIAL ARTS," was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 707, transmitting H.C.R. No. 73, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 73, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE CERTIFICATION OF NURSE AIDES WHO WORK IN SETTINGS OTHER THAN MEDICARE- OR MEDICAID-CERTIFIED NURSING FACILITIES AND THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO RESCIND ITS DECISION TO END CERTIFICATION OF THESE NURSE AIDES," was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 708, transmitting H.C.R. No. 77, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 77, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING A FAIR AND EQUITABLE CONTRACT FOR UNION WORKERS AT THE HAWAII TRIBUNE-HERALD," was referred to the Committee on Labor.

Hse. Com. No. 709, transmitting H.C.R. No. 80, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 80, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT AND CONGRESS OF THE UNITED STATES

TO ADOPT CHANGES TO THE MEDICARE PART D PROGRAM," was referred to the Committee on Health.

Hse. Com. No. 710, transmitting H.C.R. No. 83, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 83, entitled: "HOUSE CONCURRENT RESOLUTION URGING HEALTHCARE FACILITIES IN THE STATE OF HAWAII TO IMPLEMENT THE 'UTILIZATION GUIDE FOR THE AMERICAN NURSES ASSOCIATION PRINCIPLES FOR SAFE STAFFING,'" was referred to the Committee on Health.

Hse. Com. No. 711, transmitting H.C.R. No. 87, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 87, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY TO SHOW THE COSTS ASSOCIATED WITH, AND THE ADVISABILITY OF MANDATING THE USE OF SEAT BELTS FOR MINORS IN EVERY SCHOOL BUS," was referred to the Committee on Education and Military Affairs.

Hse. Com. No. 712, transmitting H.C.R. No. 92, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 92, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES TO RELAX RESTRICTIONS ON THE ISSUANCE OF TEMPORARY NONIMMIGRANT E2 AND E3 VISAS TO ALLOW GRADUATE NURSES TO ENTER THE UNITED STATES FOR THE PURPOSE OF TAKING THE NATIONAL COUNCIL LICENSURE EXAMINATION FOR REGISTERED AND PRACTICAL NURSES, AND TO ALLOCATE MORE EMPLOYMENT VISAS TO INDIVIDUALS TO ENTER THE UNITED STATES TO WORK AS NURSES," was referred to the Committee on Energy, Environment, and International Affairs.

Hse. Com. No. 713, transmitting H.C.R. No. 97, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 97, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF THE STATE HISTORIC PRESERVATION DIVISION OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES," was referred to the Committee on Media, Arts, Science and Technology.

Hse. Com. No. 714, transmitting H.C.R. No. 105, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 105, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE HAWAII HEALTH SYSTEMS CORPORATION TO ENTER INTO A LEASE/PURCHASE AGREEMENT FOR A PARKING STRUCTURE FOR MAUI MEMORIAL MEDICAL CENTER IN WAILUKU, MAUI TO BE FUNDED BY THE ISSUANCE OF CERTIFICATES OF PARTICIPATION," was referred to the Committee on Health.

Hse. Com. No. 715, transmitting H.C.R. No. 106, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 106, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HEALTH TO CONVENE A WORKING GROUP TO CONDUCT A FEASIBILITY STUDY ON PREVENTING AN AVIAN INFLUENZA PANDEMIC," was referred to the Committee on Health.

Hse. Com. No. 716, transmitting H.C.R. No. 108, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 108, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE HONOLULU POLICE DEPARTMENT AND DEPARTMENT OF PUBLIC SAFETY SHERIFFS TO CHECK VEHICLE STATUS PRIOR TO TOWING TO ENSURE TOWING FEES OF STOLEN VEHICLES WILL NOT BE PASSED ON TO THE VICTIMS," was referred to the Committee on Intergovernmental Affairs.

Hse. Com. No. 717, transmitting H.C.R. No. 113, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 113, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A TASK FORCE TO EVALUATE AND RECOMMEND POSSIBLE PROCEDURAL, STATUTORY, AND PUBLIC POLICY CHANGES TO MINIMIZE THE CENSUS AT HAWAII STATE HOSPITAL AND PROMOTE COMMUNITY-BASED HEALTH SERVICES FOR FORENSIC PATIENTS," was referred to the Committee on Health.

Hse. Com. No. 718, transmitting H.C.R. No. 128, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 128, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A FINANCIAL AND MANAGEMENT AUDIT OF THE WARRANTS SECTION OF THE SHERIFF DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY," was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 719, transmitting H.C.R. No. 141, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 141, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO WORK WITH THE SAMUEL MILLS DAMON ESTATE TRUSTEES, MOANALUA GARDENS FOUNDATION, THE TRUST FOR PUBLIC LANDS, THE NATURE CONSERVANCY, AND OFFICE OF HAWAIIAN AFFAIRS TO CONSIDER PURCHASING THE MOANALUA GARDENS," was referred to the Committee on Water, Land, and Agriculture.

Hse. Com. No. 720, transmitting H.C.R. No. 145, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 145, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND UNITED STATES CONGRESS TO LEGALIZE ILLEGAL IMMIGRANTS AND REQUESTING THE FEDERAL AND STATE DEPARTMENTS OF HEALTH TO PROVIDE MEDICAL SERVICES TO THIS POPULATION IN

MEDICAL EMERGENCIES," was referred to the Committee on Intergovernmental Affairs.

Hse. Com. No. 721, transmitting H.C.R. No. 146, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 146, entitled: "HOUSE CONCURRENT RESOLUTION CALLING FOR THE RIGOROUS REEXAMINATION OF THE DEVELOPMENT EXPANSION PLAN AT TURTLE BAY RESORT DUE TO THE PASSAGE OF TIME AND CHANGED CONDITIONS OF THE NORTH SHORE AND THE ISLAND OF OAHU," was referred jointly to the Committee on Intergovernmental Affairs and the Committee on Tourism.

Hse. Com. No. 722, transmitting H.C.R. No. 156, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 156, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING STRONG OPPOSITION TO PREEMPTIVE FEDERAL INSURANCE LEGISLATION THAT WOULD THREATEN THE POWER OF STATE LEGISLATURES, GOVERNORS, INSURANCE COMMISSIONERS, AND ATTORNEYS GENERAL TO OVERSEE, REGULATE, AND INVESTIGATE THE BUSINESS OF INSURANCE AND PROTECT CONSUMERS," was referred to the Committee on Commerce, Consumer Protection and Housing.

Hse. Com. No. 723, transmitting H.C.R. No. 159, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 159, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF TRANSPORTATION, WITH ASSISTANCE FROM THE DEPARTMENT OF LAND AND NATURAL RESOURCES, TO FURTHER PROMOTE ITS STATEWIDE GREENBELTS STRATEGY," was referred jointly to the Committee on Transportation and Government Operations and the Committee on Water, Land, and Agriculture.

Hse. Com. No. 724, transmitting H.C.R. No. 160, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 160, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT AND CONGRESS OF THE UNITED STATES TO SUPPORT H.R. NO. 3468 TO CONTROL THE INTRODUCTION AND SPREAD OF INVASIVE SPECIES AND DISEASES IN HAWAII," was referred to the Committee on Energy, Environment, and International Affairs.

Hse. Com. No. 725, transmitting H.C.R. No. 163, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 163, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE CHILD SUPPORT ENFORCEMENT AGENCY," was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 726, transmitting H.C.R. No. 171, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 171, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE BOARD OF EDUCATION TO REQUEST THE DEPARTMENT OF EDUCATION TO DEVELOP PLANS TO INTEGRATE CREATIVE APPROACHES FOR SERVICE LEARNING AND COMMUNITY SERVICE IN THE REQUIREMENTS FOR EACH STUDENT TO GRADUATE FROM HIGH SCHOOL," was referred to the Committee on Education and Military Affairs.

Hse. Com. No. 727, transmitting H.C.R. No. 180, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 180, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF AGRICULTURE AND THE AGRIBUSINESS DEVELOPMENT CORPORATION TO SEEK FEDERAL MATCHING FUNDS FOR THE IRRIGATION REPAIR AND MAINTENANCE SPECIAL FUND," was referred to the Committee on Water, Land, and Agriculture.

Hse. Com. No. 728, transmitting H.C.R. No. 192, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 192, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL TO APPOINT A SPECIAL DEPUTY ATTORNEY GENERAL TO INDEPENDENTLY AND IMPARTIALLY INVESTIGATE THE KALOKO RESERVOIR DAM COLLAPSE," was referred to the Committee on Judiciary and Hawaiian Affairs.

Hse. Com. No. 729, transmitting H.C.R. No. 193, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 193, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TEMPORARY ADVISORY COMMISSION ON BIOPROSPECTING," was referred to the Committee on Media, Arts, Science and Technology.

Hse. Com. No. 730, transmitting H.C.R. No. 194, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 194, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY TO DETERMINE THE MULTIPLIER EFFECT OF THE AGRICULTURAL INDUSTRY IN HAWAII'S ECONOMY," was referred to the Committee on Water, Land, and Agriculture.

Hse. Com. No. 731, transmitting H.C.R. No. 205, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 205, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO REVIEW PROPOSED PLANS AND EXISTING AND ANTICIPATED APPROPRIATION REQUESTS OF THE STADIUM AUTHORITY AND THE GOVERNOR FOR THE REPAIR, RENOVATION, REFURBISHMENT, OR REPLACEMENT OF THE ALOHA STADIUM," was referred to the Committee on Business and Economic Development.

Hse. Com. No. 732, transmitting H.C.R. No. 212, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 212, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CHAIR OF THE HOUSE COMMITTEE ON TOURISM AND CULTURE AND THE CHAIR OF THE SENATE COMMITTEE ON TOURISM TO EACH DESIGNATE A MEMBER OF THEIR RESPECTIVE COMMITTEES TO CONDUCT INFORMAL DISCUSSIONS ON WAYS TO REPLICATE THE HISTORIC IWILEI PINEAPPLE-SHAPED WATER TANK," was referred to the Committee on Tourism.

Hse. Com. No. 733, transmitting H.C.R. No. 220, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 220, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES TO EXPEDITIOUSLY PURSUE THE PRIVATIZED CONSTRUCTION, OPERATION, AND MAINTENANCE OF SMALL BOAT BERTHING FACILITIES AT KEEHI LAGOON, PARALLEL TO LAGOON DRIVE," was referred to the Committee on Water, Land, and Agriculture.

Hse. Com. No. 734, transmitting H.C.R. No. 223, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 223, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN AUDIT TO DETERMINE WHETHER FUNDS ALLOCATED FROM THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND TO THE UNIVERSITY REVENUE-UNDERTAKINGS FUND HAVE BEEN APPROPRIATELY EXPENDED," was referred to the Committee on Higher Education.

Hse. Com. No. 735, transmitting H.C.R. No. 235, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 235, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY TO DETERMINE THE FEASIBILITY OF PROVIDING VIDEO-CONFERENCING CAPABILITY IN THE STATE CAPITOL TO ENSURE CLOSE COMMUNICATION WITH NEIGHBOR ISLAND RESIDENTS," was referred to the Committee on Media, Arts, Science and Technology.

Hse. Com. No. 736, transmitting H.C.R. No. 246, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 246, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES TO NEGOTIATE RECREATION-RESIDENCE USE LEASES IN KOKEE WITH CERTAIN EXISTING LESSEES," was referred to the Committee on Water, Land, and Agriculture.

Hse. Com. No. 737, transmitting H.C.R. No. 248, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 248, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF

THE DEPARTMENT OF TRANSPORTATION," was referred to the Committee on Transportation and Government Operations.

Hse. Com. No. 738, transmitting H.C.R. No. 250, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 250, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII COUNTY OFFICE OF THE PROSECUTING ATTORNEY TO CONDUCT A STUDY ON THE FEASIBILITY OF ESTABLISHING 'RECEIVING HOMES' IN EAST AND WEST HAWAII," was referred to the Committee on Intergovernmental Affairs.

Hse. Com. No. 739, transmitting H.C.R. No. 255, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 255, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO ESTABLISH AN AGRICULTURAL PESTICIDE DISPOSAL ASSISTANCE PROGRAM," was referred to the Committee on Energy, Environment, and International Affairs.

Hse. Com. No. 740, transmitting H.C.R. No. 257, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 257, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AND FISCAL AUDIT OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES," was referred to the Committee on Water, Land, and Agriculture.

Hse. Com. No. 741, transmitting H.C.R. No. 260, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 260, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE COMPTROLLER TO ESTABLISH A VOLUNTARY PUBLIC TRANSIT BENEFIT PROGRAM FOR STATE EMPLOYEES," was referred to the Committee on Labor.

Hse. Com. No. 742, transmitting H.C.R. No. 267, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 267, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING ALL PUBLIC AGENCIES THAT PROVIDE POTABLE WATER TO THE PUBLIC TO PROVIDE PRIOR NOTICE OF ANY ADDITIVES TO THE WATER OR ANY DISTRIBUTION SYSTEM OR TRANSMISSION LINE MAINTENANCE OR IMPROVEMENTS TO THE DEPARTMENT OF HEALTH," was referred to the Committee on Energy, Environment, and International Affairs.

Hse. Com. No. 743, transmitting H.C.R. No. 269, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 269, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO DESIGNATE AND CELEBRATE 2008 AS THE YEAR OF THE FAMILY AND TO ESTABLISH A FAMILY CELEBRATION COMMISSION TO ADMINISTER

THE CELEBRATION," was referred to the Committee on Human Services.

Hse. Com. No. 744, transmitting H.C.R. No. 277, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 277, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE LEGISLATURE, THE ADMINISTRATION, THE UNIVERSITY OF HAWAII, AND HAWAII'S CONGRESSIONAL DELEGATION TO WORK COLLABORATIVELY WITH THE NATIONAL AERONAUTICS AND SPACE ADMINISTRATION, THE JAPAN AEROSPACE EXPLORATION AGENCY, AND OTHER PUBLIC AND PRIVATE AEROSPACE-RELATED AGENCIES AND INSTITUTIONS, TO EXPAND AND DIVERSIFY THE AEROSPACE INDUSTRY THROUGH THE DEVELOPMENT OF THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS," was referred jointly to the Committee on Business and Economic Development and the Committee on Higher Education.

Hse. Com. No. 745, transmitting H.C.R. No. 278, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 278, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS, DEPARTMENT OF TRANSPORTATION, DEPARTMENT OF HAWAIIAN HOME LANDS, DEPARTMENT OF LAND AND NATURAL RESOURCES, CITY AND COUNTY OF HONOLULU, HONOLULU BOARD OF WATER SUPPLY, QUEEN EMMA FOUNDATION, AND KAMEHAMEHA SCHOOLS TO SUPPORT THE ESTABLISHMENT OF A CULTURAL PRESERVE IN HA'IKU VALLEY AND NORTH HALAWA VALLEY," was referred to the Committee on Water, Land, and Agriculture.

Hse. Com. No. 746, transmitting H.C.R. No. 280, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 280, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO STUDY THE IMPACT OF HAZARDOUS SUBSTANCES IN FERTILIZERS, ANIMAL FEED, SOIL AMENDMENTS, AGRICULTURAL MINERALS, AUXILIARY SOIL, AND PLANT SUBSTANCES ON THE HEALTH AND SAFETY OF CONSUMERS, FARMERS, AND THE GENERAL PUBLIC," was referred to the Committee on Energy, Environment, and International Affairs.

Hse. Com. No. 747, transmitting H.C.R. No. 296, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 296, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT SIGN LANGUAGE INSTRUCTION BE COORDINATED," was referred to the Committee on Education and Military Affairs.

Hse. Com. No. 748, transmitting H.C.R. No. 297, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 297, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR CONDUCT A MANAGEMENT AUDIT OF THE

ADMINISTRATIVE PRACTICES OF THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," was referred to the Committee on Water, Land, and Agriculture.

Hse. Com. No. 749, transmitting H.C.R. No. 299, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 299, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY, IN COLLABORATION WITH THE DEPARTMENT OF LAND AND NATURAL RESOURCES, THE DEPARTMENT OF BUDGET AND FINANCE, AND THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, TO DEVELOP A VIABLE FINANCIAL PLAN TO ASSIST HONOLULU MARINE WITH THE CONSTRUCTION OF ITS FACILITIES AT SAND ISLAND," was referred to the Committee on Water, Land, and Agriculture.

Hse. Com. No. 750, transmitting H.C.R. No. 300, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 300, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A LAND USE WORKING GROUP TO ADDRESS ISSUES RELATING TO NON-AGRICULTURAL ACTIVITY ON AGRICULTURALLY CLASSIFIED LANDS," was referred to the Committee on Water, Land, and Agriculture.

Hse. Com. No. 751, transmitting H.C.R. No. 301, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 301, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION TO REVIEW THE STATE'S LANDING FEES AND DETERMINE WHETHER THE LANDING FEES AT STATE AIRPORTS SHOULD BE INCREASED," was referred to the Committee on Transportation and Government Operations.

Hse. Com. No. 752, transmitting H.C.R. No. 304, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 304, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE COUNTIES TO REQUIRE ALL NEW RESIDENTIAL AND COMMERCIAL DEVELOPMENTS BE EQUIPPED WITH WATER CONSERVATION DEVICES," was referred to the Committee on Water, Land, and Agriculture.

Hse. Com. No. 753, transmitting H.C.R. No. 309, H.D. 1, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 309, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP A PLAN TO ENCOURAGE CURRENT PUBLIC SCHOOL PRINCIPALS, VICE PRINCIPALS, AND TEACHERS TO INTEGRATE HAWAIIAN LANGUAGE AND CULTURE INTO THE SCHOOLS," was referred to the Committee on Education and Military Affairs.

Hse. Com. No. 754, transmitting H.C.R. No. 316, which was adopted by the House of Representatives on April 13, 2006, was placed on file.

By unanimous consent, H.C.R. No. 316, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL TO ANALYZE EXISTING LAW TO IDENTIFY ANY IMPEDIMENT TO THE DEPARTMENT OF TAXATION'S IMPLEMENTING THE COLLECTION OF THE COUNTY SURCHARGE BY JANUARY 1, 2007 AND REQUESTING THE DEPARTMENT OF TAXATION TO ESTABLISH A PLAN TO IMPLEMENT THE ADMINISTRATION AND COLLECTION OF A COUNTY SURCHARGE ON THE STATE GENERAL EXCISE TAX TO FUND COUNTY MASS TRANSPORTATION PROJECTS ON JANUARY 1, 2007," was referred to the Committee on Ways and Means.

Hse. Com. No. 755, informing the Senate that the Speaker on April 17, 2006, appointed conferees on the part of the House for the consideration of amendments proposed by the House to the following Senate bills:

S.B. No. 60, S.D. 1 (H.D. 1):

Representatives Herkes, B. Oshiro, co-chairs; Finnegan.

S.B. No. 87, S.D. 2 (H.D. 1):

Representatives Caldwell, Luke, Nakasone, co-chairs.

S.B. No. 120, S.D. 1 (H.D. 1):

Representatives Herkes, chair; Schatz, Marumoto.

S.B. No. 218, S.D. 4 (H.D. 1):

Representatives Arakaki, Yamane, co-chairs; Carroll.

S.B. No. 244, S.D. 2 (H.D. 1):

Representatives Sonson, Abinsay, Waters, Nishimoto, co-chairs; Finnegan.

S.B. No. 427, S.D. 1 (H.D. 1):

Representatives Souki, Luke, co-chairs; Stevens.

S.B. No. 439 (H.D. 2):

Representatives Luke, Magaoay, co-chairs.

S.B. No. 467, S.D. 2 (H.D. 2):

Representatives Ito, Luke, Chong, co-chairs; Tanaka, Thielen.

S.B. No. 475, S.D. 2 (H.D. 1):

Representatives Sonson, Carroll, co-chairs.

S.B. No. 486, S.D. 2 (H.D. 1):

Representatives Sonson, Carroll, co-chairs; Moses.

S.B. No. 561, S.D. 1 (H.D. 1):

Representatives Arakaki, Sonson, Lee, co-chairs; Finnegan.

S.B. No. 575, S.D. 1 (H.D. 1):

Representatives Chang, Carroll, co-chairs; Ching.

S.B. No. 613, S.D. 2 (H.D. 1):

Representatives Luke, Nishimoto, co-chairs.

S.B. No. 695 (H.D. 1):

Representatives Luke, Caldwell, co-chairs; Stevens.

S.B. No. 696, S.D. 1 (H.D. 2):

Representatives Luke, Nishimoto, co-chairs.

S.B. No. 706, S.D. 2 (H.D. 2):

Representatives Souki, Luke, co-chairs; Yamashita, Moses.

S.B. No. 743, S.D. 2 (H.D. 2):

Representatives Herkes, Luke, co-chairs.

S.B. No. 744, S.D. 2 (H.D. 1):

Representatives Karamatsu, Luke, co-chairs.

S.B. No. 751, S.D. 2 (H.D. 2):

Representatives Caldwell, Herkes, Nakasone, co-chairs; Stevens.

S.B. No. 785, S.D. 2 (H.D. 2):

Representatives Luke, Magaoay, co-chairs.

S.B. No. 801, S.D. 2 (H.D. 1):

Representatives Kahikina, Nishimoto, co-chairs; Halford.

S.B. No. 819, S.D. 1 (H.D. 1):

Representatives Kanoho, B. Oshiro, Evans, co-chairs; Ching.

S.B. No. 826 (H.D. 2):

Representatives Ito, Luke, co-chairs; Moses.

S.B. No. 845, S.D. 2 (H.D. 2):

Representatives Luke, Lee, co-chairs.

S.B. No. 873, S.D. 2 (H.D. 2):

Representatives Takumi, Takamine, co-chairs; Ching.

S.B. No. 895, S.D. 1 (H.D. 2):

Representatives Kanoho, Luke, co-chairs; Pine.

S.B. No. 935, S.D. 1 (H.D. 1, C.D. 1):

Representatives Karamatsu, Caldwell, Nakasone, co-chairs; Halford.

S.B. No. 951, S.D. 2 (H.D. 1):

Representatives Kanoho, Luke, co-chairs; Thielen.

S.B. No. 959, S.D. 2 (H.D. 1):

Representatives Herkes, Nishimoto, co-chairs; Meyer.

S.B. No. 965, S.D. 2 (H.D. 1):

Representatives Luke, Yamane, co-chairs; B. Oshiro.

S.B. No. 971, S.D. 2 (H.D. 1):

Representatives Chang, Herkes, co-chairs; Ching.

S.B. No. 982, S.D. 2 (H.D. 1):

Representatives Ito, Chong, co-chairs; Tanaka, Stevens.

S.B. No. 995, S.D. 1 (H.D. 1):

Representatives B. Oshiro, Yamane, co-chairs; Marumoto.

S.B. No. 1015, S.D. 1 (H.D. 1):

Representatives Kanoho, chair; Evans.

S.B. No. 1022, S.D. 1 (H.D. 1):

Representatives Sonson, Arakaki, Carroll, co-chairs; Finnegan.

S.B. No. 1065, S.D. 2 (H.D. 1):

Representatives Abinsay, Waters, Takamine, co-chairs; Halford.

S.B. No. 1081, S.D. 2 (H.D. 1):

Representatives Kanoho, Evans, co-chairs; Pine.

S.B. No. 1114, S.D. 1 (H.D. 1):

Representatives Morita, Evans, co-chairs; Marumoto.

S.B. No. 1129, S.D. 2 (H.D. 1):

Representatives Herkes, Wakai, co-chairs; Stevens.

S.B. No. 1137, S.D. 1 (H.D. 1, C.D. 1):

Representatives Herkes, Wakai, co-chairs; Marumoto.

S.B. No. 1141, S.D. 1 (H.D. 2):

Representatives Chang, Herkes, co-chairs; Ching.

S.B. No. 1193, S.D. 1 (H.D. 1):

Representatives Caldwell, Nakasone, co-chairs; Pine.

S.B. No. 1201, S.D. 2 (H.D. 3):

Representatives Arakaki, B. Oshiro, Chong, co-chairs; Finnegan.

S.B. No. 1221, S.D. 2 (H.D. 1):

Representatives Takumi, Takamine, co-chairs; Ching.

S.B. No. 1223, S.D. 2 (H.D. 1):

Representatives Herkes, Yamane, co-chairs; Yamashita.

S.B. No. 1268, S.D. 2 (H.D. 2):

Representatives Abinsay, Kanoho, Magaoay, co-chairs; Halford.

S.B. No. 1294, S.D. 2 (H.D. 1):

Representatives Saiki, Carroll, co-chairs.

S.B. No. 1317, S.D. 1 (H.D. 1): Representatives Luke, Nishimoto, co-chairs.	S.B. No. 1897, S.D. 2 (H.D. 2): Representatives Kanoho, Evans, co-chairs; Pine.
S.B. No. 1461, S.D. 2 (H.D. 1): Representatives Kanoho, Waters, Magaoay, co-chairs; Meyer.	S.B. No. 1899, S.D. 1 (H.D. 1): Representatives Abinsay, Tsuji, co-chairs.
S.B. No. 1512, S.D. 1 (H.D. 3): Representatives Sonson, Arakaki, Luke, Tanaka, co-chairs.	S.B. No. 2004, S.D. 1 (H.D. 1): Representatives Kanoho, Saiki, Chong, co-chairs.
S.B. No. 1557, S.D. 2 (H.D. 2): Representatives Morita, Herkes, Evans, co-chairs; Moses.	S.B. No. 2006, S.D. 3 (H.D. 2): Representatives Kanoho, B. Oshiro, co-chairs; Meyer.
S.B. No. 1593, S.D. 2 (H.D. 2): Representatives Kanoho, Kahikina, Yamane, co-chairs.	S.B. No. 2021, S.D. 2 (H.D. 2): Representatives Caldwell, Nakasone, co-chairs.
S.B. No. 1636, S.D. 2 (H.D. 1): Representatives Caldwell, Takumi, Takamine, co-chairs; Ching.	S.B. No. 2036, S.D. 1 (H.D. 1): Representatives Karamatsu, Hale, Wakai, co-chairs.
S.B. No. 1648, S.D. 1 (H.D. 2): Representatives Waters, Chong, co-chairs.	S.B. No. 2063 (H.D. 1): Representatives Takamine, chair; Nakasone, Moses.
S.B. No. 1650, S.D. 2 (H.D. 1): Representatives Ito, Chong, co-chairs; Tanaka, Moses.	S.B. No. 2065, S.D. 2 (H.D. 1): Representatives Souki, Luke, co-chairs.
S.B. No. 1695, S.D. 2 (H.D. 2): Representatives Karamatsu, Herkes, Yamashita, co-chairs; Marumoto.	S.B. No. 2074, S.D. 1 (H.D. 2): Representatives Ito, Chong, co-chairs; Tanaka.
S.B. No. 1697, S.D. 2 (H.D. 1): Representatives Souki, Waters, Wakai, co-chairs; Finnegan.	S.B. No. 2076, S.D. 2 (H.D. 2): Representatives Kahikina, Herkes, Nishimoto, co-chairs.
S.B. No. 1698, S.D. 2 (H.D. 1): Representatives Karamatsu, Takumi, Wakai, co-chairs; Marumoto.	S.B. No. 2090, S.D. 2 (H.D. 1): Representatives Kanoho, Magaoay, Yamane, co-chairs; Stevens.
S.B. No. 1747, S.D. 2 (H.D. 1): Representatives Waters, Chong, co-chairs; Ching.	S.B. No. 2133, S.D. 2 (H.D. 2): Representatives Arakaki, B. Oshiro, Nishimoto, co-chairs; Green, Waters .
S.B. No. 1781 (H.D. 1): Representatives Ito, Tanaka, co-chairs; Chong, Moses.	S.B. No. 2143, S.D. 2 (H.D. 1): Representatives Herkes, Luke, Evans, co-chairs; Marumoto.
S.B. No. 1792, S.D. 1 (H.D. 1): Representatives Karamatsu, Hale, Wakai, co-chairs; Ching.	S.B. No. 2145, S.D. 2 (H.D. 2): Representatives Morita, B. Oshiro, Evans, co-chairs.
S.B. No. 1854, S.D. 1 (H.D. 2): Representatives Kahikina, Nishimoto, co-chairs; Hale, Halford.	S.B. No. 2150, S.D. 1 (H.D. 1): Representatives Kanoho, Kawakami, co-chairs; Evans.
S.B. No. 1888, S.D. 1 (H.D. 1): Representatives Caldwell, Nakasone, co-chairs; Stevens.	S.B. No. 2155, S.D. 2 (H.D. 1): Representatives Abinsay, Kanoho, Magaoay, co-chairs.
S.B. No. 1893 (H.D. 1): Representatives Kanoho, Morita, co-chairs; Thielen.	S.B. No. 2158, S.D. 2 (H.D. 1): Representatives Herkes, Luke, co-chairs; Marumoto.

S.B. No. 2159, S.D. 2 (H.D. 1): Representatives Herkes, Luke, co-chairs; Meyer.	Representatives B. Oshiro, chair; Luke.
S.B. No. 2162, S.D. 2 (H.D. 1): Representatives Sonson, Herkes, Carroll, co-chairs.	S.B. No. 2273, S.D. 2 (H.D. 1): Representatives Caldwell, Nakasone, co-chairs.
S.B. No. 2166, S.D. 2 (H.D. 3): Representatives Arakaki, Herkes, B. Oshiro, co-chairs.	S.B. No. 2274, S.D. 1 (H.D. 2): Representatives Caldwell, Nakasone, co-chairs; Stevens.
S.B. No. 2188, S.D. 1 (H.D. 2): Representatives Sonson, Luke, co-chairs.	S.B. No. 2283, S.D. 1 (H.D. 1): Representatives Herkes, chair; Schatz, Marumoto.
S.B. No. 2193, S.D. 1 (H.D. 1): Representatives Herkes, chair; Schatz, Marumoto.	S.B. No. 2290, S.D. 2 (H.D. 1): Representatives Herkes, Luke, co-chairs; Marumoto.
S.B. No. 2213, S.D. 2 (H.D. 2): Representatives Chang, Luke, co-chairs; Ching.	S.B. No. 2292, S.D. 2 (H.D. 1): Representatives Herkes, Luke, co-chairs; Marumoto.
S.B. No. 2214, S.D. 2 (H.D. 3): Representatives Ito, Herkes, Luke, Chong, co-chairs; Tanaka.	S.B. No. 2293, S.D. 2 (H.D. 1): Representatives Herkes, Luke, co-chairs; Marumoto.
S.B. No. 2227, S.D. 2 (H.D. 2): Representatives Arakaki, Sonson, Herkes, Evans, co-chairs; Carroll.	S.B. No. 2298, S.D. 1 (H.D. 1): Representatives Herkes, chair; Schatz.
S.B. No. 2229, S.D. 2 (H.D. 1): Representatives Takumi, Takamine, co-chairs; Finnegan.	S.B. No. 2323, S.D. 2 (H.D. 1): Representatives Sonson, Luke, Carroll, co-chairs.
S.B. No. 2237, S.D. 1 (H.D. 1): Representatives Takamine, chair; Kawakami, Moses.	S.B. No. 2327, S.D. 2 (H.D. 1): Representatives B. Oshiro, chair; Sonson.
S.B. No. 2243, S.D. 1 (H.D. 1): Representatives Ito, Luke, co-chairs; Moses.	S.B. No. 2328, S.D. 2 (H.D. 2): Representatives Sonson, Luke, co-chairs; Thielen.
S.B. No. 2244, S.D. 1 (H.D. 1): Representatives B. Oshiro, chair; Souki, Marumoto.	S.B. No. 2334, S.D. 2 (H.D. 2): Representatives Sonson, Luke, Takamine, co-chairs.
S.B. No. 2246, S.D. 1 (H.D. 2): Representatives B. Oshiro, Yamane, co-chairs.	S.B. No. 2339, S.D. 2 (H.D. 1): Representatives Arakaki, Takamine, co-chairs; Lee, Yamane.
S.B. No. 2248, S.D. 2 (H.D. 1): Representatives Luke, Herkes, Wakai, co-chairs.	S.B. No. 2343, S.D. 2 (H.D. 2): Representatives Arakaki, Luke, Nishimoto, co-chairs.
S.B. No. 2255, S.D. 1 (H.D. 1): Representatives B. Oshiro, chair; Souki, Thielen.	S.B. No. 2348, S.D. 1 (H.D. 1): Representatives Arakaki, Takamine, co-chairs.
S.B. No. 2259, S.D. 1 (H.D. 1): Representatives Luke, chair; B. Oshiro.	S.B. No. 2357 (H.D. 1): Representatives Morita, B. Oshiro, Evans, co-chairs.
S.B. No. 2260, S.D. 1 (H.D. 1): Representatives B. Oshiro, chair; Luke.	S.B. No. 2358, S.D. 2 (H.D. 2): Representatives Kanoho, B. Oshiro, co-chairs; Meyer.
S.B. No. 2265, S.D. 1 (H.D. 1):	S.B. No. 2360, S.D. 2 (H.D. 1): Representatives Kanoho, Luke, co-chairs; Meyer.

- S.B. No. 2364, S.D. 2 (H.D. 3):
Representatives Arakaki, Herkes, Chong, co-chairs.
- S.B. No. 2382, S.D. 2 (H.D. 1):
Representatives Takamine, chair; Nakasone.
- S.B. No. 2385, S.D. 1 (H.D. 2):
Representatives Souki, Luke, Lee, co-chairs.
- S.B. No. 2430, S.D. 2 (H.D. 1):
Representatives Luke, chair; Sonson, Thielen.
- S.B. No. 2433, S.D. 2 (H.D. 1):
Representatives B. Oshiro, Tanaka, co-chairs.
- S.B. No. 2454, S.D. 1 (H.D. 2):
Representatives Chang, Herkes, co-chairs; Ching.
- S.B. No. 2461, S.D. 1 (H.D. 1):
Representatives Kahikina, Nishimoto, co-chairs; Tanaka, Carroll.
- S.B. No. 2462, S.D. 1 (H.D. 1):
Representatives Souki, chair; Tanaka, Halford.
- S.B. No. 2476, S.D. 2 (H.D. 3):
Representatives Kanoho, Magaoay, B. Oshiro, Yamane, co-chairs; Meyer.
- S.B. No. 2479 (H.D. 1):
Representatives B. Oshiro, Tsuji, co-chairs; Marumoto.
- S.B. No. 2480, S.D. 1 (H.D. 1):
Representatives Morita, Evans, co-chairs.
- S.B. No. 2484, S.D. 1 (H.D. 1):
Representatives Morita, Evans, co-chairs.
- S.B. No. 2485, S.D. 2 (H.D. 2):
Representatives Abinsay, B. Oshiro, Tsuji, co-chairs.
- S.B. No. 2486, S.D. 2 (H.D. 1):
Representatives Abinsay, Morita, Tsuji, co-chairs.
- S.B. No. 2487 (H.D. 1):
Representatives Kanoho, Yamane, co-chairs; Stevens.
- S.B. No. 2492, S.D. 1 (H.D. 1):
Representatives Abinsay, B. Oshiro, co-chairs.
- S.B. No. 2499, S.D. 2 (H.D. 2):
Representatives Herkes, Yamane, co-chairs.
- S.B. No. 2501, S.D. 1 (H.D. 1):
Representatives Kanoho, chair; Evans, Morita, Meyer.
- S.B. No. 2502, S.D. 2 (H.D. 1):
Representatives Arakaki, Nishimoto, co-chairs.
- S.B. No. 2504, S.D. 2 (H.D. 2):
Representatives Arakaki, Souki, Lee, co-chairs.
- S.B. No. 2505, S.D. 2 (H.D. 1):
Representatives Arakaki, Takumi, Chong, co-chairs.
- S.B. No. 2545, S.D. 2 (H.D. 2):
Representatives Herkes, Wakai, co-chairs.
- S.B. No. 2546, S.D. 1 (H.D. 2):
Representatives Karamatsu, Yamashita, co-chairs.
- S.B. No. 2550, S.D. 2 (H.D. 1):
Representatives Kanoho, Yamane, co-chairs; Stevens.
- S.B. No. 2570, S.D. 2 (H.D. 2):
Representatives Chang, Karamatsu, Yamashita, co-chairs.
- S.B. No. 2571 (H.D. 1):
Representatives Kahikina, B. Oshiro, Nishimoto, co-chairs.
- S.B. No. 2572, S.D. 2 (H.D. 1):
Representatives Kahikina, B. Oshiro, Nishimoto, co-chairs.
- S.B. No. 2575, S.D. 2 (H.D. 1):
Representatives Kanoho, Morita, Carroll, co-chairs; Shimabukuro.
- S.B. No. 2600, S.D. 1 (H.D. 2):
Representatives B. Oshiro, Nishimoto, co-chairs.
- S.B. No. 2603, S.D. 1 (H.D. 1):
Representatives B. Oshiro, chair; Souki, Marumoto.
- S.B. No. 2606 (H.D. 1):
Representatives B. Oshiro, Chong, co-chairs; Pine.
- S.B. No. 2609, S.D. 1 (H.D. 1):
Representatives B. Oshiro, chair; Luke, Thielen.
- S.B. No. 2617, S.D. 2 (H.D. 1):
Representatives Sonson, Takamine, co-chairs; Meyer.
- S.B. No. 2630, S.D. 2 (H.D. 1):
Representatives Arakaki, Sonson, Kawakami, co-chairs.
- S.B. No. 2643, S.D. 1 (H.D. 1):
Representatives Caldwell, Nakasone, co-chairs; Pine.

- S.B. No. 2652, S.D. 2 (H.D. 2):
Representatives Takumi, Caldwell, Takamine, co-chairs.
- S.B. No. 2667, S.D. 2 (H.D. 1):
Representatives Chang, Luke, co-chairs; Marumoto.
- S.B. No. 2687 (H.D. 1):
Representatives Kanoho, B. Oshiro, co-chairs; Thielen.
- S.B. No. 2688, S.D. 2 (H.D. 2):
Representatives Sonson, Luke, Chong, co-chairs.
- S.B. No. 2704, S.D. 2 (H.D. 1):
Representatives Takumi, Takamine, co-chairs; Nakasone, Finnegan.
- S.B. No. 2708, S.D. 2 (H.D. 1):
Representatives Takumi, Takamine, co-chairs; Chong.
- S.B. No. 2718, S.D. 1 (H.D. 1):
Representatives Takumi, Takamine, co-chairs.
- S.B. No. 2719, S.D. 2 (H.D. 1):
Representatives Takumi, Takamine, co-chairs.
- S.B. No. 2720, S.D. 2 (H.D. 1):
Representatives Takumi, Takamine, co-chairs; Finnegan.
- S.B. No. 2725, S.D. 2 (H.D. 1):
Representatives Arakaki, Sonson, Kawakami, co-chairs.
- S.B. No. 2727, S.D. 1 (H.D. 2):
Representatives Arakaki, Nishimoto, co-chairs.
- S.B. No. 2737, S.D. 1 (H.D. 1):
Representatives Kanoho, B. Oshiro, co-chairs; Meyer.
- S.B. No. 2753, S.D. 1 (H.D. 2):
Representatives Abinsay, Kanoho, Kawakami, co-chairs; Halford.
- S.B. No. 2762, S.D. 1 (H.D. 1):
Representatives Kahikina, Luke, co-chairs; Pine.
- S.B. No. 2773, S.D. 3 (H.D. 2):
Representatives Kahikina, Magaoay, co-chairs; Pine.
- S.B. No. 2774, S.D. 2 (H.D. 1):
Representatives Kahikina, Kanoho, Magaoay, co-chairs.
- S.B. No. 2838, S.D. 2 (H.D. 2):
Representatives Takumi, Takamine, co-chairs.
- S.B. No. 2879, S.D. 1 (H.D. 1):
Representatives Ito, Chong, co-chairs; Tanaka.
- S.B. No. 2887, S.D. 1 (H.D. 1):
Representatives Takumi, Caldwell, Takamine, co-chairs; Yamashita.
- S.B. No. 2897, S.D. 2 (H.D. 3):
Representatives Karamatsu, Magaoay, Yamashita, co-chairs.
- S.B. No. 2898, S.D. 2 (H.D. 2):
Representatives Arakaki, Caldwell, Nakasone, co-chairs.
- S.B. No. 2901 (H.D. 1):
Representatives Souki, Lee, co-chairs; Moses.
- S.B. No. 2909, S.D. 1 (H.D. 2):
Representatives Karamatsu, Luke, Evans, co-chairs.
- S.B. No. 2913, S.D. 1 (H.D. 1):
Representatives Herkes, chair; Schatz.
- S.B. No. 2917 (H.D. 3):
Representatives Arakaki, Herkes, Takamine, co-chairs.
- S.B. No. 2922, S.D. 1 (H.D. 1):
Representatives Luke, chair; B. Oshiro.
- S.B. No. 2924, S.D. 1 (H.D. 1):
Representatives Luke, chair; Sonson, Marumoto.
- S.B. No. 2926, S.D. 1 (H.D. 2):
Representatives Ito, Chong, co-chairs; Tanaka.
- S.B. No. 2929 (H.D. 1):
Representatives Kanoho, chair; Morita, Meyer.
- S.B. No. 2930, S.D. 1 (H.D. 1):
Representatives Luke, chair; Sonson, Marumoto.
- S.B. No. 2941, S.D. 1 (H.D. 1):
Representatives Luke, chair; Sonson, Thielen.
- S.B. No. 2948, S.D. 1 (H.D. 2):
Representatives Saiki, Takamine, co-chairs; Carroll, Chong.
- S.B. No. 2949, S.D. 2 (H.D. 1):
Representatives Ito, Magaoay, Luke, Tanaka, co-chairs.
- S.B. No. 2954, S.D. 2 (H.D. 2):
Representatives Abinsay, Takamine, co-chairs.
- S.B. No. 2956, S.D. 2 (H.D. 2):
Representatives Takumi, Takamine, co-chairs; Nakasone.

- S.B. No. 2957, S.D. 2 (H.D. 2):
Representatives Morita, Herkes, Takamine, co-chairs.
- S.B. No. 2958, S.D. 2 (H.D. 1):
Representatives Kahikina, Takamine, co-chairs; Nishimoto.
- S.B. No. 2959, S.D. 3 (H.D. 1):
Representatives Caldwell, Waters, Nakasone, co-chairs.
- S.B. No. 2961, S.D. 1 (H.D. 1):
Representatives Arakaki, Nakasone, co-chairs; Yamashita.
- S.B. No. 2980, S.D. 2 (H.D. 1):
Representatives Caldwell, Waters, Takumi, Nakasone, co-chairs.
- S.B. No. 2984, S.D. 1 (H.D. 1):
Representatives Kahikina, Nishimoto, co-chairs; Hale, Halford.
- S.B. No. 2986, S.D. 2 (H.D. 2):
Representatives Kanoho, Luke, co-chairs; Thielen.
- S.B. No. 2997, S.D. 1 (H.D. 1):
Representatives Karamatsu, Yamashita, co-chairs.
- S.B. No. 3000, S.D. 2 (H.D. 1):
Representatives Kahikina, Kanoho, Magaoay, co-chairs.
- S.B. No. 3003, S.D. 2 (H.D. 2):
Representatives Sonson, Arakaki, Carroll, co-chairs; Finnegan.
- S.B. No. 3009, S.D. 2 (H.D. 2):
Representatives Caldwell, Nakasone, co-chairs.
- S.B. No. 3011, S.D. 1 (H.D. 1):
Representatives Caldwell, Nakasone, co-chairs.
- S.B. No. 3021, S.D. 2 (H.D. 2):
Representatives Caldwell, B. Oshiro, Nakasone, co-chairs.
- S.B. No. 3035, S.D. 1 (H.D. 1):
Representatives Caldwell, Nakasone, co-chairs.
- S.B. No. 3049, S.D. 1 (H.D. 1):
Representatives Abinsay, Herkes, co-chairs; Halford.
- S.B. No. 3051, S.D. 2 (H.D. 1):
Representatives Takamine, chair; Nakasone, Stevens.
- S.B. No. 3054, S.D. 2 (H.D. 2):
Representatives Takumi, Takamine, co-chairs; Finnegan.
- S.B. No. 3059, S.D. 2 (H.D. 1):
Representatives Takumi, Takamine, co-chairs.
- S.B. No. 3065, S.D. 1 (H.D. 1):
Representatives Herkes, Yamane, co-chairs.
- S.B. No. 3072, S.D. 1 (H.D. 2):
Representatives Herkes, Lee, co-chairs; Marumoto.
- S.B. No. 3076, S.D. 1 (H.D. 1):
Representatives Abinsay, Morita, co-chairs.
- S.B. No. 3077, S.D. 2 (H.D. 2):
Representatives Kanoho, B. Oshiro, Evans, co-chairs.
- S.B. No. 3078, S.D. 2 (H.D. 1):
Representatives Abinsay, Tsuji, co-chairs.
- S.B. No. 3084, S.D. 2 (H.D. 3):
Representatives Kanoho, B. Oshiro, Evans, co-chairs; Meyer.
- S.B. No. 3090, S.D. 2 (H.D. 1):
Representatives Caldwell, Nakasone, co-chairs.
- S.B. No. 3101, S.D. 2 (H.D. 2):
Representatives Takumi, Caldwell, Takamine, co-chairs.
- S.B. No. 3105, S.D. 2 (H.D. 2):
Representatives Morita, Herkes, Kawakami, co-chairs; Yamashita.
- S.B. No. 3111, S.D. 1 (H.D. 1):
Representatives Takamine, chair; Lee, Ching.
- S.B. No. 3114, S.D. 2 (H.D. 2):
Representatives Chang, Yamashita, co-chairs; Carroll.
- S.B. No. 3119, S.D. 2 (H.D. 1):
Representatives Saiki, Kahikina, Carroll, co-chairs.
- S.B. No. 3120, S.D. 2 (H.D. 1):
Representatives Waters, Caldwell, Chong, co-chairs.
- S.B. No. 3138 (H.D. 1):
Representatives Karamatsu, Yamane, co-chairs.
- S.B. No. 3146, S.D. 2 (H.D. 1):
Representatives Arakaki, Takamine, co-chairs; Lee, Yamane, Carroll.
- S.B. No. 3180, S.D. 1 (H.D. 2):
Representatives Saiki, Carroll, co-chairs.

S.B. No. 3181, S.D. 2 (H.D. 2):
Representatives Morita, Herkes, Kawakami, co-chairs; Yamashita.

S.B. No. 3186, S.D. 2 (H.D. 2):
Representatives Morita, Herkes, Luke, Takamine, co-chairs; Caldwell, Souki.

S.B. No. 3192, S.D. 1 (H.D. 2):
Representatives Hale, Karamatsu, Wakai, co-chairs.

S.B. No. 3195, S.D. 2 (H.D. 2):
Representatives Takumi, Takamine, co-chairs.

S.B. No. 3197, S.D. 2 (H.D. 1):
Representatives Takumi, Caldwell, Luke, Takamine, co-chairs; Finnegan.

S.B. No. 3205, S.D. 2 (H.D. 1):
Representatives Sonson, Arakaki, Carroll, co-chairs.

S.B. No. 3215, S.D. 1 (H.D. 2):
Representatives Sonson, Ito, Chong, co-chairs.

S.B. No. 3247, S.D. 2 (H.D. 2):
Representatives Sonson, Arakaki, Carroll, co-chairs.

S.B. No. 3252, S.D. 2 (H.D. 1):
Representatives Arakaki, Sonson, Lee, co-chairs.

S.B. No. 3253, S.D. 1 (H.D. 1):
Representatives Sonson, Arakaki, Magaoay, Lee, co-chairs; Halford.

S.B. No. 3254, S.D. 2 (H.D. 2):
Representatives Sonson, Arakaki, Carroll, co-chairs; Pine.

S.B. No. 3262, S.D. 1 (H.D. 1):
Representatives Arakaki, Luke, co-chairs.

S.B. No. 3270, S.D. 2 (H.D. 1):
Representatives Arakaki, Sonson, Lee, co-chairs.

S.B. No. 3273, S.D. 2 (H.D. 2):
Representatives Takumi, Arakaki, B. Oshiro, Chong, co-chairs,
was placed on file.

Hse. Com. No. 756, informing the Senate that the Speaker on April 17, 2006, appointed conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House bills:

H.B. No. 30, H.D. 1 (S.D. 2):
Representatives Herkes, Arakaki, Sonson, Yamane, co-chairs; Thielen.

H.B. No. 31, H.D. 2 (S.D. 2):
Representatives Herkes, Arakaki, Sonson, Luke, Yamane, co-chairs; Thielen.

H.B. No. 128, H.D. 2 (S.D. 2):
Representatives Kanoho, Carroll, co-chairs; Thielen.

H.B. No. 138, H.D. 1 (S.D. 1):
Representatives Takumi, Evans, co-chairs; Berg, Ching.

H.B. No. 169, H.D. 1 (S.D. 1):
Representatives Abinsay, chair; Tsuji, Halford.

H.B. No. 214, H.D. 1 (S.D. 1):
Representatives Herkes, chair; Schatz, Marumoto.

H.B. No. 222 (S.D. 2):
Representatives Takumi, Sonson, Kawakami, co-chairs; Berg, Finnegan.

H.B. No. 237, H.D. 3 (S.D. 1):
Representatives Arakaki, Herkes, Luke, co-chairs; Souki, Marumoto.

In accordance therewith, the President appointed Senators Hanabusa, chair; Hee, Whalen as managers on the part of the Senate at such conference.

H.B. No. 266, H.D. 1 (S.D. 2):
Representatives Caldwell, Takamine, co-chairs; Nakasone.

In accordance therewith, the President appointed Senators Kanno, chair; Taniguchi, co-chair; Hanabusa as managers on the part of the Senate at such conference.

H.B. No. 328 (S.D. 1):
Representatives Kanoho, Abinsay, Magaoay, co-chairs; Halford.

H.B. No. 330, H.D. 1 (S.D. 2):
Representatives Abinsay, Kanoho, Magaoay, co-chairs; Halford.

H.B. No. 386, H.D. 1 (S.D. 1):
Representatives Luke, chair; B. Oshiro, Marumoto.

H.B. No. 416, H.D. 2 (S.D. 2):
Representatives Morita, Kanoho, Carroll, co-chairs; Stevens.

H.B. No. 434 (S.D. 1):
Representatives Luke, Nishimoto, co-chairs; Pine.

H.B. No. 439, H.D. 1 (S.D. 2):
Representatives Magaoay, Luke, Yamane, co-chairs; Halford.

In accordance therewith, the President appointed Senators Inouye, chair; Hanabusa, Taniguchi, co-chairs; Trimble as managers on the part of the Senate at such conference.

H.B. No. 466, H.D. 2 (S.D. 2):

Representatives Luke, Nishimoto, co-chairs; Moses.

H.B. No. 471, H.D. 2 (S.D. 2):

Representatives Chang, Caldwell, Yamashita, co-chairs; Marumoto.

H.B. No. 488 (S.D. 2):

Representatives Ito, Tanaka, co-chairs; Carroll, Moses.

H.B. No. 491 (S.D. 2):

Representatives Kanoho, Carroll, co-chairs; Meyer.

H.B. No. 584, H.D. 1 (S.D. 1):

Representatives Herkes, Luke, co-chairs; Marumoto.

H.B. No. 588, H.D. 1 (S.D. 1):

Representatives B. Oshiro, chair; Luke, Thielen.

H.B. No. 644, H.D. 1 (S.D. 1):

Representatives Herkes, chair; Schatz, Marumoto.

H.B. No. 704, H.D. 1 (S.D. 2):

Representatives Caldwell, Takamine, co-chairs; Nakasone, Meyer.

H.B. No. 771, H.D. 1 (S.D. 1):

Representatives B. Oshiro, chair; Souki, Thielen.

H.B. No. 833, H.D. 1 (S.D. 1):

Representatives Kanoho, Luke, co-chairs; Meyer.

H.B. No. 842 (S.D. 1):

Representatives Takumi, Evans, co-chairs; Berg, Ching.

H.B. No. 862, H.D. 2 (S.D. 2):

Representatives Souki, Luke, co-chairs; Lee, Stevens.

H.B. No. 868, H.D. 2 (S.D. 1):

Representatives Herkes, B. Oshiro, co-chairs; Thielen.

H.B. No. 875, H.D. 2 (S.D. 2):

Representatives Caldwell, Takumi, Luke, Nakasone, co-chairs; Thielen.

H.B. No. 906, H.D. 1 (S.D. 1):

Representatives Magaoay, Yamashita, co-chairs; Halford.

H.B. No. 912, H.D. 1 (S.D. 1):

Representatives Karamatsu, Wakai, co-chairs; Marumoto.

H.B. No. 954, H.D. 1 (S.D. 2):

Representatives Abinsay, Kawakami, co-chairs; Tsuji, Halford.

H.B. No. 955, H.D. 1 (S.D. 2):

Representatives Kanoho, Abinsay, Yamashita, co-chairs; Halford.

H.B. No. 957, H.D. 1 (S.D. 1):

Representatives Takamine, chair; Kawakami, Nakasone, Moses.

H.B. No. 970, H.D. 1 (S.D. 1):

Representatives Ito, Chong, co-chairs; Tanaka, Moses.

In accordance therewith, the President appointed Senators Taniguchi, chair; Fukunaga, Inouye, Tsutsui, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 997, H.D. 1 (S.D. 2):

Representatives Chang, Nakasone, co-chairs; Yamashita, Marumoto.

H.B. No. 998, H.D. 2 (S.D. 2):

Representatives Chang, Karamatsu, Takamine, co-chairs; Yamashita, Marumoto.

H.B. No. 1033, H.D. 1 (S.D. 2):

Representatives Abinsay, Kanoho, Takamine, co-chairs; Yamashita, Meyer.

In accordance therewith, the President appointed Senators Kokubun, chair; Ige, Taniguchi, co-chairs; Slom as managers on the part of the Senate at such conference.

H.B. No. 1082, H.D. 3 (S.D. 2):

Representatives Abinsay, Luke, Tsuji, co-chairs; Halford.

H.B. No. 1132, H.D. 1 (S.D. 2):

Representatives Takumi, Evans, co-chairs; Berg, Ching.

H.B. No. 1152, H.D. 1 (S.D. 1):

Representatives Souki, Takamine, co-chairs; Lee, Yamane, Pine.

H.B. No. 1200, H.D. 2 (S.D. 2):

Representatives Abinsay, Karamatsu, Tsuji, co-chairs; Ching.

H.B. No. 1214, H.D. 2 (S.D. 2):

Representatives Caldwell, Luke, Takamine, co-chairs; Halford.

H.B. No. 1278, H.D. 2 (S.D. 1):

Representatives Kanoho, Waters, Magaoay, co-chairs; Thielen.

H.B. No. 1280, H.D. 1 (S.D. 2):

Representatives Kanoho, Carroll, co-chairs; Meyer.

H.B. No. 1360, H.D. 2 (S.D. 2):

Representatives Abinsay, Waters, Magaoay, co-chairs; Halford.

H.B. No. 1433 (S.D. 2):

Representatives Kanoho, Morita, Herkes, Evans, co-chairs; Meyer.

H.B. No. 1442, H.D. 2 (S.D. 2):

Representatives Kanoho, B. Oshiro, co-chairs; Thielen.

H.B. No. 1466, H.D. 1 (S.D. 2):

Representatives Arakaki, Ito, Chong, co-chairs; Pine.

In accordance therewith, the President appointed Senators Sakamoto, chair; Baker, Tsutsui, co-chairs; Taniguchi, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1536, H.D. 1 (S.D. 1):

Representatives Kanoho, Nishimoto, co-chairs; Stevens.

H.B. No. 1590, H.D. 2 (S.D. 2):

Representatives Chang, Karamatsu, Takamine, co-chairs; Yamashita, Marumoto.

H.B. No. 1645, H.D. 1 (S.D. 2):

Representatives Souki, Takamine, co-chairs; Lee, Yamane, Stevens.

H.B. No. 1706, H.D. 3 (S.D. 1):

Representatives Morita, Kanoho, B. Oshiro, Evans, co-chairs; Thielen.

In accordance therewith, the President appointed Senators English, chair; Hanabusa, co-chair; Whalen as managers on the part of the Senate at such conference.

H.B. No. 1723, H.D. 2 (S.D. 2):

Representatives Karamatsu, Herkes, Chong, co-chairs; Marumoto.

In accordance therewith, the President appointed Senators Fukunaga, chair; Espero, Taniguchi, co-chairs; Ige, Tsutsui, Trimble as managers on the part of the Senate at such conference.

H.B. No. 1800, H.D. 1 (S.D. 1):

Representatives Herkes, Nishimoto, co-chairs.

H.B. No. 1809, H.D. 2 (S.D. 2):

Representatives Ito, Souki, Chong, co-chairs; Moses.

In accordance therewith, the President appointed Senators Inouye, chair; Ige, Sakamoto, co-chairs; Hogue as managers on the part of the Senate at such conference.

H.B. No. 1821, H.D. 2 (S.D. 2):

Representatives Sonson, Arakaki, Takamine, co-chairs; Carroll, Finnegan.

H.B. No. 1825, H.D. 1 (S.D. 2):

Representatives B. Oshiro, chair; Souki, Marumoto.

In accordance therewith, the President appointed Senators Inouye, chair; Ige, Hanabusa, co-chairs; Whalen as managers on the part of the Senate at such conference.

H.B. No. 1843, H.D. 1 (S.D. 2):

Representatives Takumi, Abinsay, Takamine, co-chairs; Yamashita, Halford.

In accordance therewith, the President appointed Senators Sakamoto, chair; Kokubun, Taniguchi, co-chairs; Nishihara, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1861 (S.D. 1):

Representatives Takumi, chair; Berg, Finnegan.

In accordance therewith, the President appointed Senators Sakamoto, chair; Chun Oakland, Nishihara, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1862, H.D. 2 (S.D. 2):

Representatives Takumi, Caldwell, Nakasone, co-chairs; Finnegan.

In accordance therewith, the President appointed Senators Sakamoto, chair; Kanno, Taniguchi, co-chairs; Tsutsui, Slom as managers on the part of the Senate at such conference.

H.B. No. 1865, H.D. 1 (S.D. 2):

Representatives Takumi, Caldwell, Nakasone, co-chairs; Finnegan.

In accordance therewith, the President appointed Senators Sakamoto, chair; Kanno, Taniguchi, co-chairs; Nishihara, Slom as managers on the part of the Senate at such conference.

H.B. No. 1866, H.D. 1 (S.D. 2):

Representatives Takumi, Waters, Karamatsu, Wakai, co-chairs; Finnegan.

In accordance therewith, the President appointed Senators Hee, chair; Sakamoto, Inouye, Taniguchi, co-chairs; Baker, Trimble as managers on the part of the Senate at such conference.

H.B. No. 1867, H.D. 1 (S.D. 2):

Representatives Caldwell, Herkes, Nakasone, co-chairs; Stevens.

In accordance therewith, the President appointed Senators Kanno, chair; Taniguchi, co-chair, as managers on the part of the Senate at such conference.

H.B. No. 1871, H.D. 1 (S.D. 2):

Representatives Luke, Herkes, co-chairs; Moses.

H.B. No. 1878 (S.D. 1):

Representatives Herkes, chair; Schatz, Marumoto.

H.B. No. 1879, H.D. 1 (S.D. 1):

Representatives Ito, Chong, co-chairs; Tanaka, Moses.

In accordance therewith, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Hooser, Tsutsui, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1880, H.D. 2 (S.D. 2):

Representatives Souki, Lee, co-chairs; Stevens.

In accordance therewith, the President appointed Senators Kokubun, chair; Inouye, Taniguchi, co-chairs; Whalen as managers on the part of the Senate at such conference.

H.B. No. 1889, H.D. 1 (S.D. 2):

Representatives Hale, Karamatsu, Wakai, co-chairs; Thielen.

In accordance therewith, the President appointed Senators English, chair; Taniguchi, co-chair; Hooser as managers on the part of the Senate at such conference.

H.B. No. 1890, H.D. 1 (S.D. 2):

Representatives Hale, Karamatsu, Wakai, co-chairs; Ching.

In accordance therewith, the President appointed Senators English, chair; Taniguchi, co-chair; Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1891, H.D. 2 (S.D. 2):

Representatives Takumi, Nakasone, co-chairs; Ching.

In accordance therewith, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Fukunaga, Hooser, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1900, H.D. 1 (S.D. 1):

Representatives Takamine, chair; Carroll, Chong, Evans, Kawakami, Lee, Magaoay, Nakasone, Nishimoto, Tanaka, Tsuji, Wakai, Yamane, Yamashita, Meyer, Moses, Pine, Stevens.

In accordance therewith, the President appointed Senators Taniguchi, chair; English, Espero, Fukunaga, Hooser, Inouye, Kanno, Kim, Kokubun, Nishihara, Sakamoto, Tsutsui, Hemmings, Slom, Trimble as managers on the part of the Senate at such conference.

H.B. No. 1917, H.D. 2 (S.D. 2):

Representatives Magaoay, Luke, Yamane, co-chairs; Halford.

In accordance therewith, the President appointed Senators Hanabusa, chair; Taniguchi, co-chair; Ihara, Slom as managers on the part of the Senate at such conference.

H.B. No. 1918, H.D. 1 (S.D. 2):

Representatives Magaoay, Luke, Yamane, co-chairs; Halford.

In accordance therewith, the President appointed Senators Hanabusa, chair; Taniguchi, co-chair; Ihara, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1922, H.D. 1 (S.D. 2):

Representatives Chang, Yamashita, co-chairs; Marumoto.

In accordance therewith, the President appointed Senators Kim, chair; Taniguchi, co-chair; Tsutsui, Slom as managers on the part of the Senate at such conference.

H.B. No. 1923, H.D. 1 (S.D. 2):

Representatives Chang, Luke, Yamashita, co-chairs; Ching.

In accordance therewith, the President appointed Senators Kim, chair; Tsutsui, co-chair; Nishihara, Taniguchi, Slom as managers on the part of the Senate at such conference.

H.B. No. 1928, H.D. 2 (S.D. 2):

Representatives Kanoho, Abinsay, Yamane, co-chairs; Meyer.

H.B. No. 1935, H.D. 1 (S.D. 1):

Representatives Herkes, Luke, co-chairs; Karamatsu.

H.B. No. 1948, H.D. 2 (S.D. 2):

Representatives Morita, Herkes, Yamashita, co-chairs; Ching.

H.B. No. 1955, H.D. 1 (S.D. 1):

Representatives Morita, B. Oshiro, co-chairs; Thielen.

In accordance therewith, the President appointed Senators English, chair; Ige, Hanabusa, co-chairs; Slom as managers on the part of the Senate at such conference.

H.B. No. 1968, H.D. 1 (S.D. 1):

Representatives Karamatsu, Luke, co-chairs; Souki, Ching.

H.B. No. 1977, H.D. 1 (S.D. 2):

Representatives Luke, chair; Souki, Thielen.

H.B. No. 1995, H.D. 1 (S.D. 2):

Representatives Luke, chair; Sonson, Thielen.

H.B. No. 2039, H.D. 2 (S.D. 2):

Representatives Morita, Luke, Chong, co-chairs; Thielen.

In accordance therewith, the President appointed Senators Baker, chair; Hanabusa, Tsutsui, co-chairs; Chun Oakland, Taniguchi, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2043, H.D. 2 (S.D. 3):

Representatives Sonson, Arakaki, Takamine, co-chairs.

H.B. No. 2045, H.D. 2 (S.D. 1):

Representatives Arakaki, Waters, Nishimoto, co-chairs; Halford.

In accordance therewith, the President appointed Senators Baker, chair; Chun Oakland, Taniguchi, co-chairs; Tsutsui, Trimble as managers on the part of the Senate at such conference.

H.B. No. 2051, H.D. 1 (S.D. 2):

Representatives Luke, Lee, co-chairs; Pine.

In accordance therewith, the President appointed Senators Hanabusa, chair; Taniguchi, co-chair; Whalen as managers on the part of the Senate at such conference.

H.B. No. 2075, H.D. 1 (S.D. 2):

Representatives Souki, Lee, co-chairs; Moses.

In accordance therewith, the President appointed Senators Inouye, chair; Taniguchi, co-chair; Espero, Trimble as managers on the part of the Senate at such conference.

H.B. No. 2098, H.D. 1 (S.D. 1):

Representatives Arakaki, Sonson, co-chairs; Halford.

H.B. No. 2109, H.D. 1 (S.D. 2):

Representatives Arakaki, Nishimoto, co-chairs; Halford.

In accordance therewith, the President appointed Senators Baker, chair; Taniguchi, co-chair; Chun Oakland, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2133 (S.D. 1):

Representatives Kanoho, B. Oshiro, co-chairs; Thielen.

H.B. No. 2145, H.D. 2 (S.D. 1):

Representatives Kanoho, Abinsay, Luke, Yamashita, co-chairs; Halford.

In accordance therewith, the President appointed Senators Kim, chair; Kokubun, Ige, co-chairs; Slom as managers on the part of the Senate at such conference.

H.B. No. 2146, H.D. 1 (S.D. 1):

Representatives Kanoho, Abinsay, Luke, co-chairs; Yamashita, Halford.

In accordance therewith, the President appointed Senators Kokubun, chair; Ige, English, co-chairs; Slom as managers on the part of the Senate at such conference.

H.B. No. 2153, H.D. 2 (S.D. 2):

Representatives Arakaki, Nakasone, co-chairs; Tanaka, Halford.

In accordance therewith, the President appointed Senators Baker, chair; Taniguchi, co-chair; Hanabusa, Tsutsui, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2175, H.D. 2 (S.D. 2):

Representatives Morita, Herkes, Takamine, co-chairs; Ito, Magaoay, Thielen.

H.B. No. 2176, H.D. 2 (S.D. 2):

Representatives Kahikina, Nishimoto, co-chairs; Carroll, Pine.

H.B. No. 2179, H.D. 2 (S.D. 2):

Representatives Abinsay, Takamine, co-chairs; Carroll, Tsuji, Halford.

In accordance therewith, the President appointed Senators Kokubun, chair; Taniguchi, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 2182, H.D. 1 (S.D. 2):

Representatives Takumi, Waters, Takamine, co-chairs; Nakasone, Finnegan.

In accordance therewith, the President appointed Senators Sakamoto, chair; Hee, Taniguchi, co-chairs; Baker, Fukunaga, Tsutsui, Hogue as managers on the part of the Senate at such conference.

H.B. No. 2183, H.D. 1 (S.D. 1):

Representatives Takumi, Ito, Herkes, Nakasone, co-chairs; Moses.

In accordance therewith, the President appointed Senators Inouye, chair; Sakamoto, Taniguchi, co-chairs; Tsutsui, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2199, H.D. 2 (S.D. 1):

Representatives Hale, Karamatsu, B. Oshiro, co-chairs; Ching.

In accordance therewith, the President appointed Senators Inouye, chair; English, Hanabusa, co-chairs; Whalen as managers on the part of the Senate at such conference.

H.B. No. 2204, H.D. 2 (S.D. 2):

Representatives Saiki, Takamine, co-chairs; Carroll, Chong, Finnegan.

In accordance therewith, the President appointed Senators Hanabusa, chair; Taniguchi, co-chair; Whalen as managers on the part of the Senate at such conference.

H.B. No. 2211, H.D. 1 (S.D. 1):

Representatives Caldwell, Herkes, Nakasone, co-chairs; Stevens.

In accordance therewith, the President appointed Senators Kanno, chair; Hanabusa, Taniguchi, co-chairs; Slom as managers on the part of the Senate at such conference.

H.B. No. 2214, H.D. 1 (S.D. 2):

Representatives Souki, Herkes, Lee, co-chairs; Stevens.

In accordance therewith, the President appointed Senators Inouye, chair; Menor, Taniguchi, co-chairs; Tsutsui, Hogue as managers on the part of the Senate at such conference.

H.B. No. 2239, H.D. 1 (S.D. 2):

Representatives Kahikina, Nishimoto, co-chairs; Halford.

In accordance therewith, the President appointed Senators Menor, chair; Taniguchi, co-chair; Espero, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2258, H.D. 1 (S.D. 2):

Representatives Sonson, Takamine, co-chairs; Carroll, Finnegan.

H.B. No. 2265, H.D. 2 (S.D. 1):

Representatives Ito, Caldwell, Chong, co-chairs; Moses.

In accordance therewith, the President appointed Senators Hanabusa, chair; English, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2271, H.D. 1 (S.D. 2):

Representatives Kanoho, Abinsay, Luke, Yamane, co-chairs; Meyer.

In accordance therewith, the President appointed Senators Kokubun, chair; Taniguchi, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 2277, H.D. 2 (S.D. 2):

Representatives Luke, Takamine, co-chairs; Thielen.

In accordance therewith, the President appointed Senators Hanabusa, chair; Taniguchi, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 2278, H.D. 1 (S.D. 2):

Representatives Luke, Takamine, co-chairs; Marumoto.

In accordance therewith, the President appointed Senators Hanabusa, chair; Taniguchi, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 2282, H.D. 1 (S.D. 1):

Representatives B. Oshiro, chair; Caldwell, Thielen.

H.B. No. 2299, H.D. 1 (S.D. 1):

Representatives B. Oshiro, chair; Caldwell, Thielen.

H.B. No. 2313 (S.D. 1):

Representatives Herkes, chair; Schatz, Stevens.

H.B. No. 2315 (S.D. 2):

Representatives Herkes, Yamashita, co-chairs; Marumoto.

H.B. No. 2319, H.D. 1 (S.D. 1):

Representatives Herkes, Yamashita, co-chairs; Stevens.

H.B. No. 2343, H.D. 1 (S.D. 2):

Representatives Ito, B. Oshiro, co-chairs; Moses.

In accordance therewith, the President appointed Senators Inouye, chair; Hanabusa, co-chair; Espero, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2367, H.D. 1 (S.D. 1):

Representatives Caldwell, Sonson, Luke, co-chairs; Meyer.

H.B. No. 2399, H.D. 2 (S.D. 1):

Representatives Souki, Kanoho, Lee, co-chairs; Carroll, Stevens.

In accordance therewith, the President appointed Senators Kokubun, chair; Taniguchi, Ige, co-chairs; Espero, Inouye, Trimble as managers on the part of the Senate at such conference.

H.B. No. 2410, H.D. 1 (S.D. 2):

Representatives Luke, chair; Caldwell, Thielen.

In accordance therewith, the President appointed Senators Baker, chair; Hanabusa, co-chair; Whalen as managers on the part of the Senate at such conference.

H.B. No. 2419, H.D. 1 (S.D. 3):

Representatives Karamatsu, Herkes, Takamine, co-chairs.

In accordance therewith, the President appointed Senators Fukunaga, chair; Taniguchi, co-chair; Ige, Inouye as managers on the part of the Senate at such conference.

H.B. No. 2422, H.D. 1 (S.D. 2):

Representatives Souki, Luke, co-chairs; Stevens.

In accordance therewith, the President appointed Senators Inouye, chair; Hanabusa, co-chair; Espero, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2423, H.D. 1 (S.D. 1):

Representatives Souki, Lee, co-chairs; Moses.

In accordance therewith, the President appointed Senators Inouye, chair; Taniguchi, co-chair; Fukunaga, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2440, H.D. 2 (S.D. 2):

Representatives Waters, Takumi, Luke, Tanaka, co-chairs; Ching.

H.B. No. 2454, H.D. 1 (S.D. 2):

Representatives Luke, Magaoay, co-chairs.

In accordance therewith, the President appointed Senators Inouye, chair; Hanabusa, co-chair; Kanno, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2500, H.D. 2 (S.D. 2):

Representatives Luke, Takamine, co-chairs; Meyer.

In accordance therewith, the President appointed Senators Hanabusa, chair; Taniguchi, co-chair; Kanno, Espero, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2503, H.D. 2 (S.D. 1):

Representatives Morita, Luke, Chong, co-chairs; Pine.

H.B. No. 2535 (S.D. 2):

Representatives Herkes, Luke, co-chairs; Karamatsu, Marumoto.

In accordance therewith, the President appointed Senators Fukunaga, chair; Menor, Hanabusa, co-chairs; Hogue as managers on the part of the Senate at such conference.

H.B. No. 2540, H.D. 2 (S.D. 2):

Representatives Luke, Takamine, co-chairs; Stevens.

In accordance therewith, the President appointed Senators Hanabusa, chair; Taniguchi, co-chair; Whalen as managers on the part of the Senate at such conference.

H.B. No. 2555, H.D. 2 (S.D. 2):

Representatives Kanoho, Yamane, co-chairs; Stevens.

In accordance therewith, the President appointed Senators Kokubun, chair; Taniguchi, co-chair; Fukunaga, Inouye, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 2558, H.D. 1 (S.D. 2):

Representatives Caldwell, Nakasone, co-chairs; Stevens.

In accordance therewith, the President appointed Senators Kanno, chair; Chun Oakland, Taniguchi, co-chairs, as managers on the part of the Senate at such conference.

H.B. No. 2587, H.D. 2 (S.D. 2):

Representatives Kanoho, Carroll, co-chairs; Meyer.

In accordance therewith, the President appointed Senators Kokubun, chair; Taniguchi, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 2595, H.D. 1 (S.D. 2):

Representatives Ito, Tanaka, co-chairs; Chong, Moses.

In accordance therewith, the President appointed Senators Hanabusa, chair; Taniguchi, co-chair; Whalen as managers on the part of the Senate at such conference.

H.B. No. 2619 (S.D. 1):

Representatives Morita, Herkes, Takamine, co-chairs; Ito, Magaoay, Pine.

H.B. No. 2625, H.D. 1 (S.D. 2):

Representatives Luke, Takamine, co-chairs; Stevens.

In accordance therewith, the President appointed Senators Hanabusa, chair; Taniguchi, co-chair; Ihara, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2626 (S.D. 1):

Representatives Takamine, chair; Nakasone, Meyer.

In accordance therewith, the President appointed Senators Taniguchi, chair; Tsutsui, Trimble as managers on the part of the Senate at such conference.

H.B. No. 2637, H.D. 1 (S.D. 2):

Representatives Souki, Lee, co-chairs; Moses.

In accordance therewith, the President appointed Senators Inouye, chair; Taniguchi, co-chair; Espero, Tsutsui, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2639, H.D. 2 (S.D. 2):

Representatives Souki, Luke, co-chairs; Stevens.

In accordance therewith, the President appointed Senators Inouye, chair; Hanabusa, co-chair; Baker, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2669, H.D. 1 (S.D. 2):

Representatives Chang, Yamashita, co-chairs; Stevens.

In accordance therewith, the President appointed Senators Kim, chair; Taniguchi, co-chair; Nishihara, Slom as managers on the part of the Senate at such conference.

H.B. No. 2678, H.D. 2 (S.D. 2):

Representatives Caldwell, Nakasone, co-chairs; Meyer.

In accordance therewith, the President appointed Senators Kanno, chair; Taniguchi, co-chair, as managers on the part of the Senate at such conference.

H.B. No. 2691 (S.D. 2):

Representatives Caldwell, Karamatsu, Wakai, co-chairs; Halford.

H.B. No. 2692, H.D. 1 (S.D. 1):

Representatives Caldwell, Karamatsu, Wakai, co-chairs; Halford.

In accordance therewith, the President appointed Senators Kanno, chair; Inouye, Taniguchi, co-chairs, as managers on the part of the Senate at such conference.

H.B. No. 2708, H.D. 2 (S.D. 2):

Representatives Karamatsu, B. Oshiro, co-chairs; Ching.

In accordance therewith, the President appointed Senators Inouye, chair; Ige, Hanabusa, co-chairs; Fukunaga, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2713, H.D. 1 (S.D. 1):

Representatives Takumi, Takamine, co-chairs; Ching.

In accordance therewith, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Hogue as managers on the part of the Senate at such conference.

H.B. No. 2715, H.D. 1 (S.D. 2):

Representatives Ito, Caldwell, Yamane, co-chairs; Chong, Meyer.

In accordance therewith, the President appointed Senators Ige, chair; Taniguchi, co-chair; Kim, Slom as managers on the part of the Senate at such conference.

H.B. No. 2737, H.D. 1 (S.D. 1):

Representatives Souki, B. Oshiro, co-chairs; Stevens.

In accordance therewith, the President appointed Senators Inouye, chair; Ige, Hanabusa, co-chairs; Whalen as managers on the part of the Senate at such conference.

H.B. No. 2763, H.D. 1 (S.D. 2):

Representatives Abinsay, Morita, Tsuji, co-chairs; Thielen.

In accordance therewith, the President appointed Senators Kokubun, chair; Taniguchi, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 2771, H.D. 2 (S.D. 1):

Representatives Abinsay, Magaoay, co-chairs; Tsuji, Meyer.

In accordance therewith, the President appointed Senators Kokubun, chair; Taniguchi, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 2772, H.D. 1 (S.D. 2):

Representatives Abinsay, B. Oshiro, co-chairs; Halford.

In accordance therewith, the President appointed Senators Kokubun, chair; Hanabusa, co-chair; Hemmings as managers on the part of the Senate at such conference.

H.B. No. 2774, H.D. 1 (S.D. 2):

Representatives Abinsay, Kawakami, co-chairs; Tsuji.

In accordance therewith, the President appointed Senators Kokubun, chair; Taniguchi, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 2778, H.D. 2 (S.D. 2):

Representatives Caldwell, Luke, Wakai, co-chairs; Pine.

In accordance therewith, the President appointed Senators Inouye, chair; Hanabusa, Taniguchi, co-chairs; Whalen as managers on the part of the Senate at such conference.

H.B. No. 2796, H.D. 1 (S.D. 1):

Representatives Abinsay, Herkes, co-chairs; Halford.

In accordance therewith, the President appointed Senators Kokubun, chair; Baker, co-chair; Whalen as managers on the part of the Senate at such conference.

H.B. No. 2805 (S.D. 1):

Representatives Karamatsu, Yamane, co-chairs; Ching.

In accordance therewith, the President appointed Senators Kokubun, chair; Inouye, Taniguchi, co-chairs; Hooser, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2806, H.D. 1 (S.D. 2):

Representatives Karamatsu, Yamane, co-chairs; Ching.

In accordance therewith, the President appointed Senators Kokubun, chair; Taniguchi, co-chair; Hooser, Slom as managers on the part of the Senate at such conference.

H.B. No. 2836, H.D. 1 (S.D. 2):

Representatives Karamatsu, Herkes, Takamine, co-chairs; Chong, Moses.

In accordance therewith, the President appointed Senators Fukunaga, chair; Menor, Taniguchi, co-chairs; Tsutsui, Hogue as managers on the part of the Senate at such conference.

H.B. No. 2848, H.D. 2 (S.D. 2):

Representatives Morita, Evans, co-chairs; Pine.

In accordance therewith, the President appointed Senators English, chair; Taniguchi, co-chair; Espero, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 2878, H.D. 1 (S.D. 1):

Representatives Karamatsu, Takamine, co-chairs; Ching.

In accordance therewith, the President appointed Senators Kokubun, chair; Espero, Taniguchi, co-chairs; Trimble as managers on the part of the Senate at such conference.

H.B. No. 2897, H.D. 1 (S.D. 1):

Representatives Luke, chair; B. Oshiro, Marumoto.

H.B. No. 2899, H.D. 1 (S.D. 1):

Representatives Luke, chair; Caldwell, Thielen.

H.B. No. 2925, H.D. 1 (S.D. 2):

Representatives Karamatsu, Wakai, co-chairs; Ching.

In accordance therewith, the President appointed Senators Espero, chair; Fukunaga, Taniguchi, co-chairs; Tsutsui, Hogue as managers on the part of the Senate at such conference.

H.B. No. 2947, H.D. 2 (S.D. 2):

Representatives Caldwell, Nakasone, co-chairs; Pine.

In accordance therewith, the President appointed Senators Kanno, chair; Taniguchi, co-chair, as managers on the part of the Senate at such conference.

H.B. No. 2950 (S.D. 2):

Representatives Caldwell, Nakasone, co-chairs; Meyer.

In accordance therewith, the President appointed Senators Kanno, chair; Taniguchi, co-chair, as managers on the part of the Senate at such conference.

H.B. No. 2961, H.D. 1 (S.D. 1):

Representatives Takumi, Takamine, co-chairs; Finnegan.

In accordance therewith, the President appointed Senators Sakamoto, chair; Ige, Taniguchi, co-chairs; Nishihara, Hogue as managers on the part of the Senate at such conference.

H.B. No. 2964, H.D. 1 (S.D. 2):

Representatives Kahikina, Nishimoto, co-chairs; Pine.

H.B. No. 2966, H.D. 2 (S.D. 2):

Representatives Kahikina, Nishimoto, co-chairs; Pine.

H.B. No. 2974 (S.D. 1):

Representatives Kanoho, Tsuji, co-chairs; Ching.

In accordance therewith, the President appointed Senators Kokubun, chair; Taniguchi, co-chair; Slom as managers on the part of the Senate at such conference.

H.B. No. 2987, H.D. 1 (S.D. 2):

Representatives Takumi, Takamine, co-chairs; Finnegan.

In accordance therewith, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Hogue as managers on the part of the Senate at such conference.

H.B. No. 2991, H.D. 2 (S.D. 2):

Representatives Kahikina, Luke, Nishimoto, co-chairs; Pine.

H.B. No. 3016, H.D. 1 (S.D. 1):

Representatives B. Oshiro, chair; Caldwell.

H.B. No. 3036, H.D. 1 (S.D. 2):

Representatives Karamatsu, Herkes, Chong, co-chairs; Marumoto.

H.B. No. 3037, H.D. 1 (S.D. 1):

Representatives Souki, Luke, co-chairs; Moses.

In accordance therewith, the President appointed Senators Inouye, chair; Ige, Hanabusa, co-chairs; Whalen as managers on the part of the Senate at such conference.

H.B. No. 3056, H.D. 2 (S.D. 2):

Representatives Kanoho, Chong, co-chairs; Thielen.

In accordance therewith, the President appointed Senators Kokubun, chair; Ige, Taniguchi, co-chairs; English, Slom as managers on the part of the Senate at such conference.

H.B. No. 3060, H.D. 1 (S.D. 2):

Representatives Karamatsu, Yamashita, co-chairs; Ching.

In accordance therewith, the President appointed Senators Fukunaga, chair; Espero, Taniguchi, co-chairs; Hogue as managers on the part of the Senate at such conference.

H.B. No. 3067, H.D. 2 (S.D. 2):

Representatives Karamatsu, Yamashita, co-chairs; Ching.

H.B. No. 3087, H.D. 2 (S.D. 2):

Representatives Arakaki, Karamatsu, Nakasone, co-chairs; Finnegan.

H.B. No. 3100, H.D. 1 (S.D. 1):

Representatives Herkes, chair; Schatz, Marumoto.

H.B. No. 3101, H.D. 1 (S.D. 1):

Representatives Luke, chair; B. Oshiro, Thielen.

H.B. No. 3105, H.D. 2 (S.D. 2):

Representatives Arakaki, Sonson, Herkes, Luke, Yamane, co-chairs; Green, Marumoto.

In accordance therewith, the President appointed Senators Baker, chair; Chun Oakland, co-chair; Fukunaga, Tsutsui, Whalen as managers on the part of the Senate at such conference.

H.B. No. 3115, H.D. 2 (S.D. 2):

Representatives Morita, Herkes, Luke, Takamine, co-chairs; Caldwell, Souki, Marumoto.

In accordance therewith, the President appointed Senators Menor, chair; Taniguchi, co-chair; Espero, Whalen as managers on the part of the Senate at such conference.

H.B. No. 3116, H.D. 2 (S.D. 2):

Representatives Arakaki, Sonson, Kawakami, co-chairs; Ching.

H.B. No. 3118, H.D. 1 (S.D. 1):

Representatives Karamatsu, Herkes, Chong, co-chairs; Marumoto.

H.B. No. 3121, H.D. 2 (S.D. 1):

Representatives Ito, Chong, co-chairs; Tanaka, Moses.

In accordance therewith, the President appointed Senators Inouye, chair; Taniguchi, co-chair; Espero, Whalen as managers on the part of the Senate at such conference.

H.B. No. 3123, H.D. 1 (S.D. 1):

Representatives Arakaki, Sonson, Ito, Herkes, Chong, co-chairs; Moses.

In accordance therewith, the President appointed Senators Inouye, chair; Baker, Taniguchi, co-chairs; Tsutsui, Whalen as managers on the part of the Senate at such conference.

H.B. No. 3142, H.D. 2 (S.D. 2):

Representatives Arakaki, Nishimoto, co-chairs; Finnegan.

In accordance therewith, the President appointed Senators Baker, chair; Chun Oakland, Tsutsui, co-chairs; Taniguchi, Whalen as managers on the part of the Senate at such conference.

H.B. No. 3217, H.D. 1 (S.D. 1):

Representatives B. Oshiro, Kawakami, co-chairs; Carroll, Pine.

H.B. No. 3225, H.D. 1 (S.D. 1):

Representatives Herkes, chair; Schatz, Marumoto.

H.B. No. 3235, H.D. 1 (S.D. 1):

Representatives Chang, Yamashita, co-chairs; Finnegan.

In accordance therewith, the President appointed Senators Fukunaga, chair; Taniguchi, co-chair; Ige, Tsutsui, Hogue as managers on the part of the Senate at such conference.

H.B. No. 3237, H.D. 2 (S.D. 2):

Representatives Takumi, Caldwell, Nakasone, co-chairs; Finnegan.

In accordance therewith, the President appointed Senators Sakamoto, chair; Chun Oakland, Taniguchi, co-chairs; Tsutsui as managers on the part of the Senate at such conference.

H.B. No. 3242 (S.D. 1):

Representatives Luke, chair; Souki, Thielen.

H.B. No. 3244, H.D. 1 (S.D. 2):

Representatives Herkes, Luke, Chong, co-chairs; Moses.

In accordance therewith, the President appointed Senators Fukunaga, chair; Menor, Hanabusa, Taniguchi, co-chairs; Whalen as managers on the part of the Senate at such conference.

H.B. No. 3256, H.D. 1 (S.D. 1):

Representatives B. Oshiro, chair; Luke, Marumoto.

H.B. No. 3259, H.D. 1 (S.D. 2):

Representatives Arakaki, Sonson, Kawakami, co-chairs; Pine.

In accordance therewith, the President appointed Senators Baker, chair; Chun Oakland, Taniguchi, co-chairs; Tsutsui, Whalen as managers on the part of the Senate at such conference.

H.B. No. 3261, H.D. 1 (S.D. 2):

Representatives Karamatsu, Waters, Wakai, co-chairs; Pine.

In accordance therewith, the President appointed Senators Espero, chair; Taniguchi, co-chair; Fukunaga, Tsutsui as managers on the part of the Senate at such conference,

was placed on file.

ORDER OF THE DAY

ADOPTION OF RESOLUTIONS

H.C.R. No. 195:

On motion by Senator Hee, seconded by Senator Hogue and carried, H.C.R. No. 195, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING HAWAII'S LANDOWNERS, INVESTORS, COUNTY GOVERNMENTS, AND REGULATED ELECTRIC UTILITIES TO PURSUE DEVELOPMENT AND CONVERSION OF FUEL CROPS FOR ELECTRICITY GENERATION, AND REQUESTING THE HAWAII ENERGY POLICY FORUM TO MAKE RECOMMENDATIONS," was adopted.

H.C.R. No. 305:

On motion by Senator Hee, seconded by Senator Hogue and carried, H.C.R. No. 305, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE KYOTO PROTOCOL ON CLIMATE CHANGE AS A SIGNIFICANT MEANS TO REDUCE GREENHOUSE GAS EMISSIONS AND STABILIZE THE GLOBAL ATMOSPHERE, AND AS A NECESSARY FIRST STEP TOWARD MAINTAINING THE HEALTH AND QUALITY OF LIFE FOR FUTURE GENERATIONS OF HAWAII RESIDENTS, AND URGING THE GOVERNOR TO REQUEST THE PRESIDENT TO PURSUE RATIFICATION OF THIS AGREEMENT," was adopted, with Senator Slom voting "No."

H.C.R. No. 317:

On motion by Senator Hee, seconded by Senator Hogue and carried, H.C.R. No. 317, entitled: "HOUSE CONCURRENT RESOLUTION COMMENDING THE EFFORTS OF THE ONE CAMPAIGN AND INVITING ALL CITIZENS TO JOIN IN RECOGNIZING AND SUPPORTING THE ONE CAMPAIGN AS IT SPREADS ITS MESSAGE THROUGHOUT THE NATION AND THE WORLD," was adopted, with Senator Slom voting "No."

At 12:03 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:24 o'clock p.m.

FINAL READING

S.B. No. 2190, S.D. 1, H.D. 2:

Senator Kanno moved that S.B. No. 2190, S.D. 1, H.D. 2, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Hee then moved that the Senate reconsider its action taken on April 13, 2006, in agreeing to the amendments proposed by the House to S.B. No. 2190, S.D. 1, seconded by Senator Hanabusa.

Senator Kanno rose in opposition to the motion and said:

"Mr. President, I rise to speak against the motion.

"Mr. President, this bill started out as a measure to help employers by lowering the wage base for the unemployment insurance. The bill came in at a large price tag that would deplete the unemployment insurance fund and what we have before us is a measure that is really a balanced measure. It provides employers \$55 million in savings.

"At the same time, there are provisions in the measure that also takes into account the hard work of our employees and has provisions in there that help employees as well. For example, I'd like to speak about the kind of impact this would have on employers. There were four sample companies provided to us by the Department of Labor. One company they term as a medium-sized employer with approximately 150 employees, under the current law their annual price for unemployment insurance is \$153,000 and under this bill they would recognize 70 percent in savings. There would be a tax reduction of \$107,000. For a large employer, this example company has about 1,500 employees, the savings was 12 percent. For another medium employer with about 100 employees, the savings was 25 percent. And what they termed a small business with approximately 15 employees, the savings was 43 percent in their cost. In that company, the cost for the year was \$3,000 and their savings represents \$1,500. In total, the savings to employers is approximately \$55 million.

"The bill addresses a number of provisions to help employees. The House made two amendments on the bill which I think made the bill better. One is that it lowers the wage base from \$10,000 to \$7,000, which was the original request from the administration, which we are now agreeing to. In the second item, it deleted the provision that would increase benefits to 90 percent in the year 2012.

"Mr. President, I think this is an excellent opportunity for us to help employers by realizing \$55 million in savings, at the same time addressing a number of employee benefits, one of which is the length of time that somebody can receive

unemployment benefits is being raised from 26 weeks to 30 weeks. I think as we've seen with certain situations happening with Del Monte employees and employees at the Nani Loa Hotel in Hilo, this provision may benefit some of these workers. However, if you consider that the average time that somebody is on unemployment, currently it's approximately 14 weeks, that provision may not actually come into play in many situations because of the strong employment market out there right now.

"Another provision recognizes that employee's work a number of part-time jobs, and if somebody may have been let go from one of their part-time jobs it addresses their benefits and helps them in that situation. It also adjusts the benefit level from 70 to 80 percent for all working people.

"There has been some concern about the provision on willful and wanton. Basically, the bill clarifies in the law certain people who would be disqualified from receiving unemployment benefits – those who create the most egregious acts that can be clarified as willful or wanton – so those individuals would be automatically disqualified. And for the other employees what's implemented is a case-by-case basis where an individual situation is reviewed and it's determined whether somebody receives unemployment insurance.

"Now, why that provision is in the bill is because there was a Supreme Court ruling in 2005 that came down to a three-to-two vote. Two of the Justices said exactly what we're saying in this bill, that there should be a clearer set aside for willful or wanton misconduct and there should be a process to review everyone on a case-by-case basis. Prior to 2005 this is the way that the law was implemented in our state. Basically, by putting it in the law here, we're going back to what has been in place up through the Supreme Court ruling in 2005.

"Members, I think the bill crafts a fair balance between something that helps employers with \$55 million in savings. All of these businesses represent savings to employers and at the same time looking at changes in the law to help employees at the same time. There is a delicate balance between management and workers and we feel that we've found a good balance between those two. Historically, back in 1992 before I was here, the Legislature did a similar measure where they implemented savings for employers and at the same time they implemented permanent benefit changes that helped employees. That took us to where the benefit levels are today and, really, benefit levels have not been changed since in the past 14 years.

"Mr. President, I urge my colleagues to vote 'no' on this motion. I think that we have a strong bill at this point and I'd like to request a Roll Call vote. Thank you."

Senator Hee rose in support of the motion and said:

"Mr. President, I rise to speak in favor of the motion to reconsider. Before doing so, I want to thank the previous speaker for his hard work in crafting a bill which he has characterized as an excellent opportunity and trying to walk a very delicate balance.

"I want to note that all of what the previous speaker has said, in fact, is not at risk with the vote, that in fact there is a substantial majority of the Majority who have asked for more time to examine and reexamine the delicate balance the previous speaker has referred to. Personally, I agree that the savings is substantial to employers, although one of my colleagues has indicated that the savings is for one year only.

"There has been some concern in the Caucus with regard to willful and wanton, which one of my colleagues has

characterized as forever and ever. In light of that, it is prudent, in my opinion, to not rush to judgment when there is still time, that in fact by agreeing to the motion to reconsider it gives all members of the Majority and the Minority time to examine and reexamine this bill yet another time and still preserve the remarks of the previous speaker because this motion does not seek anything more than an opportunity to continue the dialogue.

"Thank you, Mr. President."

Senator Slom rose in support of the motion and said:

"Mr. President, I rise in support of the motion. I would be derelict if I didn't make a couple of comments about this bill and things for you to think about for your consideration.

"The previous speaker did mention a couple things that I think need to be underlined – one is that these benefits are for one year only, one calendar year, for the employers, whereas the increased number of weeks from 26 to 30, the increased dollar amount of benefits, the willful and wanton definition, whatever that might be, would be permanent in the law and would seek to do what was not done in the Supreme Court. Employers in fact want, seek, and need a reduction in unemployment compensation tax payments because Hawaii is one of the highest UI taxed states in the nation. The \$7,000 figure happens to be the federal figure and many states use that figure, some states are below it, some states are above it. No state to my knowledge, however, uses the formula that Hawaii uses, which is the average wage which increases every year and which is now above \$34,000.

"The other thing to consider is I know there will be savings to the employer for one year only which will then be offset and mitigated by increased costs. I'm not sure where that \$55 million figure actually came from and I would like to see the breakdown and the analysis of it. There was no analysis of what the additional cost would be for 2007 and beyond.

"We also note something else that wasn't discussed and that is the size of the unemployment compensation reserve fund. It's over \$457 million at present, more than adequate to take care of any emergencies that we've ever had or that we can contemplate, but again, Hawaii continues to enjoy the lowest unemployment rate in the nation for I think it's now seven straight months, and I think that's important.

"The thing, though, that also concerns me is that when I hear some of my colleagues talking about the need for fair and balanced unemployment compensation tax, many of my colleagues understand unemployment compensation as a tax not a contribution as it says in the text. I've never made a contribution to unemployment compensation taxes in my life, just like I've never made a contribution to social security. It is a tax. It is required. If I don't pay it I can suffer severe penalty. But what I have to always remind many of my colleagues and people on the outside, including the Congressman from the first congressional district right now, is that no employee ever pays a cent into unemployment compensation tax. It is a tax levied solely on employers. The only beneficiaries are employees. They do not pay. They do not contribute. They do not share. Only employers pay the tax.

"So if we're talking about fair and balanced, then the fairness and the balance and the equity should be with the employers who pay the tax. But we're all just talking about, well we can't do anything for the employers unless we do something for the employees. First of all, we do a lot for the employees, they have jobs. Secondly, we have the most liberal unemployment compensation benefits schedule in the nation. Thirdly, we have

seen that we have had recent additions to the law that makes it even easier for employees to be taken care of, particularly when we added another tax on top of the unemployment tax called the employment and training tax. Every employer, again, pays that tax solely – not one employee pays one cent into unemployment compensation.

“So, if we’re talking about fairness and we’re talking about balance, the right thing to do is to make permanent a reduction, whether it’s to \$7,000 or \$10,000, whatever the figure should be, to make it permanent so that people can understand and balance that with their financial needs and costs, and secondly, to allow the generous unemployment compensation benefits that we have right now.

“The addition of the language willful and wanton will create additional problems. They will be good for lawyers because they’ll be able to fight it out and everybody will disagree as to what constitutes a willful and wanton act. We don’t know, however, that that raises the bar. It raises the benchmark from misconduct, which is generally and easily descenderable particularly with employer groups that have employee handbooks where they specify what that conduct would be. But willful and wanton, that’s a whole new breed.

“So I urge my colleagues to support this amendment and I do listen to the words of the previous speaker. It does give us time to talk about it more because businesses are seeking balance and a reduction in these taxes and maybe there’s a way that we can do both certainly without harming employees because that is not the intent nor would that be the result of reducing the taxes on employers.

“Thank you, Mr. President.”

At 12:39 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:40 o’clock p.m.

Senator Kanno rose in rebuttal and said:

“Mr. President, if I could just rebut one of the previous speakers.

“The timeframe of the savings for employers under this bill is from January through December of the year 2007, and I think the original request from the administration was two years of savings. I wanted to clarify why it was reduced to one year. There is some concern about the balance of the fund and there was a period in the not-too-distant past in 1995 where the fund balance was of serious concern. My point being that if the members saw fit to, they could return in the 2007 Session and continue the savings for a second year depending on how the fund balances at that point. But that explains why we’re providing it for one year at this time to exercise some caution and concern. Following Hurricane Katrina I think we could see what kind of immediate impact the fund could be counted on for providing benefits that we want to be prepared for.

“Thank you, Mr. President.”

The motion was put by the Chair and carried, Roll Call vote having been requested, the Senate reconsidered its action in agreeing to the amendments proposed by the House to S.B. No. 2190, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 19. Noes, 4 (Bunda, Espero, Kanno, Menor). Excused, 2 (Inouye, Whalen).

On motion by Senator Hee, seconded by Senator Hanabusa and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2190, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 2737, S.D. 1, H.D. 1:

On motion by Senator Kokubun, seconded by Senator Hooser and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2737, S.D. 1, and S.B. No. 2737, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MARINE INVERTEBRATES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

RE-REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

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

House Concurrent Resolution	Referred to:
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No. 218, H.D. 1	Jointly to the Committee on Media, Arts, Science and Technology, the Committee on Business and Economic Development, the Committee on Water, Land, and Agriculture and the Committee on Higher Education
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No. 234	Jointly to the Committee on Business and Economic Development, the Committee on Water, Land, and Agriculture and the Committee on Higher Education
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APPOINTMENT AND DISCHARGE OF CONFEREES

S.B. No. 87, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 87, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Sakamoto, Taniguchi, co-chairs; Tsutsui, Slom as managers on the part of the Senate at such conference.

S.B. No. 218, S.D. 4 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 218, S.D. 4, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Tsutsui, co-chair; Chun Oakland, Taniguchi, Whalen as managers on the part of the Senate at such conference.

S.B. No. 439 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 439, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Ihara, Whalen as managers on the part of the Senate at such conference.

S.B. No. 613, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 613, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Taniguchi,

co-chair; Whalen as managers on the part of the Senate at such conference.

S.B. No. 696, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 696, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Taniguchi, co-chair; Whalen as managers on the part of the Senate at such conference.

S.B. No. 785, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 785, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Hanabusa, co-chair; Ihara, Hogue as managers on the part of the Senate at such conference.

S.B. No. 845, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 845, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Taniguchi, co-chair; Espero, Tsutsui, Whalen as managers on the part of the Senate at such conference.

S.B. No. 965, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 965, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Taniguchi, co-chair; Hee, Whalen as managers on the part of the Senate at such conference.

S.B. No. 1015, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1015, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Menor, co-chair; Hogue as managers on the part of the Senate at such conference.

S.B. No. 1294, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1294, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Taniguchi, co-chair; Whalen as managers on the part of the Senate at such conference.

S.B. No. 1512, S.D. 1 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1512, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Chun Oakland, Hanabusa, co-chairs; Fukunaga, Whalen as managers on the part of the Senate at such conference.

S.B. No. 1593, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1593, S.D. 2, and the request for a conference on the subject matter thereof,

the President appointed Senators Kokubun, chair; Ige, Taniguchi, co-chairs; Slom as managers on the part of the Senate at such conference.

S.B. No. 1648, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1648, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Hee, co-chair; Hooser, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1899, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1899, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Taniguchi, co-chair; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 2004, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2004, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Hee, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 2021, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2021, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Taniguchi, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 2036, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2036, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Espero, Taniguchi, co-chairs; Tsutsui, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2065, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2065, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Ige, Menor, co-chairs; Slom as managers on the part of the Senate at such conference.

S.B. No. 2074, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2074, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Taniguchi, co-chair; Kim, Tsutsui, Slom as managers on the part of the Senate at such conference.

S.B. No. 2145, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2145, S.D. 2,

and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Hanabusa, Taniguchi, co-chairs; Kokubun, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2150, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2150, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Kokubun, Taniguchi, co-chairs; Trimble as managers on the part of the Senate at such conference.

S.B. No. 2190, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2190, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Taniguchi, co-chair; Espero, Menor, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 2214, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2214, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Sakamoto, Taniguchi, co-chairs; Baker, Espero, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2227, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2227, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Fukunaga, Menor, co-chairs; Ige, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2229, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2229, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Menor, Taniguchi, co-chairs; Ige, Nishihara, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2246, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2246, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Chun Oakland, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2259, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2259, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Chun Oakland, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2260, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2260, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Hee, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2265, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2265, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Chun Oakland, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2273, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2273, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Taniguchi, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 2274, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2274, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Taniguchi, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 2339, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2339, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Taniguchi, co-chair; Chun Oakland, Tsutsui, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2343, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2343, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Chun Oakland, Hanabusa, co-chairs; Hooser, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2348, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2348, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Taniguchi, co-chair; Chun Oakland, Tsutsui, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2357 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2357, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Kokubun, Hanabusa, co-chairs, as managers on the part of the Senate at such conference.

S.B. No. 2364, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2364, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Tsutsui, co-chair; Chun Oakland, Taniguchi, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2382, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2382, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Taniguchi, co-chair; Ige, Inouye, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2385, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2385, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Hanabusa, Taniguchi, co-chairs; Espero, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2430, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2430, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Hanabusa, co-chair; Baker, Slom as managers on the part of the Senate at such conference.

S.B. No. 2433, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2433, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Hanabusa, Taniguchi, co-chairs; Slom as managers on the part of the Senate at such conference.

S.B. No. 2480, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2480, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; English, Taniguchi, co-chairs; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 2484, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2484, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; English, Taniguchi, co-chairs; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 2485, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2485, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Taniguchi, co-chair; Trimble as managers on the part of the Senate at such conference.

S.B. No. 2486, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2486, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; English, Inouye, co-chairs; Whalen as managers on the part of the Senate at such conference.

S.B. No. 2502, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2502, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Chun Oakland, Tsutsui, co-chairs; Fukunaga, Taniguchi, Trimble as managers on the part of the Senate at such conference.

S.B. No. 2504, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2504, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Ige, Tsutsui, co-chairs; Chun Oakland, Taniguchi, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2505, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2505, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Sakamoto, Tsutsui, co-chairs; Chun Oakland, Taniguchi, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2546, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2546, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Espero, Inouye, Taniguchi, co-chairs; Fukunaga as managers on the part of the Senate at such conference.

S.B. No. 2570, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2570, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Taniguchi, co-chair; Ige, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2575, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2575, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; English, Taniguchi, co-chairs; Slom as managers on the part of the Senate at such conference.

S.B. No. 2600, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2600, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Hee, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2630, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2630, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Chun Oakland, Tsutsui, co-chairs; Fukunaga, Taniguchi, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2643, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2643, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Taniguchi, co-chair; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 2652, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2652, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Kanno, Taniguchi, co-chairs; Tsutsui, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2704, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2704, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Hooser, Tsutsui, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2708, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2708, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Menor, Taniguchi, co-chairs; Tsutsui, Slom as managers on the part of the Senate at such conference.

S.B. No. 2718, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2718, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Tsutsui, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2719, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2719, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Tsutsui, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2725, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2725, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Chun Oakland,

Taniguchi, co-chairs; Ihara, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2727, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2727, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Chun Oakland, Tsutsui, co-chairs; Taniguchi, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2838, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2838, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Inouye, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2879, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2879, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Taniguchi, co-chair; Espero, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2887, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2887, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Kanno, co-chair; Nishihara, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2897, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2897, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Taniguchi, Fukunaga, co-chairs; Whalen as managers on the part of the Senate at such conference.

S.B. No. 2898, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2898, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Inouye, Tsutsui, co-chairs; Espero, Taniguchi, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2909, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2909, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Inouye, Hanabusa, co-chairs; Kim, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2922, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2922, S.D. 1, and the request for a conference on the subject matter thereof,

the President appointed Senators Hanabusa, chair; Hee, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2926, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2926, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Taniguchi, co-chair; English, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2941, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2941, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Chun Oakland, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2948, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2948, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Taniguchi, co-chair; Whalen as managers on the part of the Senate at such conference.

S.B. No. 2949, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2949, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Taniguchi, co-chair; Whalen as managers on the part of the Senate at such conference.

S.B. No. 2954, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2954, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Taniguchi, co-chair; Hooser, Inouye, Trimble as managers on the part of the Senate at such conference.

S.B. No. 2956, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2956, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Hee, Taniguchi, co-chairs; Kanno, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2959, S.D. 3 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2959, S.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Taniguchi, Ige, Kanno, co-chairs; Inouye, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 2961, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2961, S.D. 1, and the request for a conference on the subject matter thereof,

the President appointed Senators Baker, chair; Taniguchi, co-chair; Chun Oakland, Fukunaga, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 2980, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2980, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Hee, Taniguchi, co-chairs; Tsutsui, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2997, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2997, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Fukunaga, Taniguchi, co-chairs; Tsutsui, Hogue as managers on the part of the Senate at such conference.

S.B. No. 3011, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3011, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Taniguchi, co-chair; Whalen as managers on the part of the Senate at such conference.

S.B. No. 3059, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3059, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Hooser, Tsutsui, Hogue as managers on the part of the Senate at such conference.

S.B. No. 3076, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3076, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; English, co-chair; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 3077, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3077, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Taniguchi, co-chair; English, Slom as managers on the part of the Senate at such conference.

S.B. No. 3078, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3078, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Espero, Taniguchi, co-chairs; English, Slom as managers on the part of the Senate at such conference.

S.B. No. 3090, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3090, S.D. 2,

and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Taniguchi, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 3101, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3101, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Chun Oakland, Taniguchi, co-chairs; Tsutsui as managers on the part of the Senate at such conference.

S.B. No. 3105, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3105, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Menor, Taniguchi, co-chairs; Hooser, Hogue as managers on the part of the Senate at such conference.

S.B. No. 3111, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3111, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Taniguchi, co-chair; English, Hogue as managers on the part of the Senate at such conference.

S.B. No. 3114, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3114, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Tsutsui, co-chair; Espero, Taniguchi, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 3119, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3119, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Taniguchi, co-chair; Whalen as managers on the part of the Senate at such conference.

S.B. No. 3120, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3120, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Taniguchi, co-chair; Inouye, Trimble as managers on the part of the Senate at such conference.

S.B. No. 3138 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3138, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Taniguchi, co-chair; Hooser, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 3146, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3146, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Taniguchi, co-chair; Chun Oakland, Tsutsui, Whalen as managers on the part of the Senate at such conference.

S.B. No. 3180, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3180, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hanabusa, chair; Ige, co-chair; Whalen as managers on the part of the Senate at such conference.

S.B. No. 3192, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3192, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Taniguchi, co-chair; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 3195, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3195, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Fukunaga, Hooser, Hogue as managers on the part of the Senate at such conference.

S.B. No. 3262, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3262, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Kanno, Hanabusa, co-chairs; Chun Oakland as managers on the part of the Senate at such conference.

S.B. No. 3270, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3270, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Chun Oakland, Taniguchi, co-chairs; Tsutsui, Whalen as managers on the part of the Senate at such conference.

S.B. No. 3273, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3273, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Baker, Hanabusa, co-chairs; Tsutsui, Hogue as managers on the part of the Senate at such conference.

H.B. No. 487, H.D. 1 (S.D. 3):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 487, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Taniguchi, co-chair; Espero, Tsutsui, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1155, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1155, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Menor, co-chair; Chun Oakland, Ige, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1448, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1448, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Tsutsui, co-chair; Fukunaga, Kanno, Slom as managers on the part of the Senate at such conference.

H.B. No. 1833, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1833, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Ige, Hanabusa, co-chairs; Kim, Slom as managers on the part of the Senate at such conference.

H.B. No. 1899, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1899, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Hanabusa, co-chair; Espero, Trimble as managers on the part of the Senate at such conference.

H.B. No. 1947 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1947, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Hanabusa, co-chair; Espero, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2187, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2187, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Tsutsui, co-chair; Chun Oakland, Taniguchi, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2192, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2192, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Hanabusa, co-chair; Whalen as managers on the part of the Senate at such conference.

H.B. No. 2210 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2210, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Ige, Trimble as managers on the part of the Senate at such conference.

H.B. No. 2273 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2273, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Taniguchi, co-chair; Menor, Tsutsui, Trimble as managers on the part of the Senate at such conference.

H.B. No. 2275 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2275, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Taniguchi, co-chair; Kanno, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2346 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2346, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Tsutsui, Hogue as managers on the part of the Senate at such conference.

H.B. No. 2347 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2347, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Taniguchi, co-chair; Tsutsui, Hogue as managers on the part of the Senate at such conference.

H.B. No. 2412, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2412, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Tsutsui, Slom as managers on the part of the Senate at such conference.

H.B. No. 2457, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2457, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Inouye, co-chair; Kokubun, Hogue as managers on the part of the Senate at such conference.

H.B. No. 2641, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2641, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Kanno, Taniguchi, co-chairs; Tsutsui as managers on the part of the Senate at such conference.

H.B. No. 2747, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2747, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Ige, Hanabusa, co-chairs; Slom as managers on the part of the Senate at such conference.

H.B. No. 2952, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2952, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Inouye, Taniguchi, co-chairs; Tsutsui as managers on the part of the Senate at such conference.

H.B. No. 3105, H.D. 2 (S.D. 2):

The President discharged Senator Tsutsui as a member and appointed Senator Taniguchi as an additional co-chair on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 3105, H.D. 2.

H.B. No. 3257, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 3257, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Inouye, chair; Ige, Hanabusa, co-chairs; Whalen as managers on the part of the Senate at such conference.

ADJOURNMENT

At 12:44 o'clock p.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 9:30 o'clock a.m., Tuesday, April 18, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FIFTIETH DAY

Tuesday, April 18, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 9:39 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Norman Nakanishi, Grace Bible Church of Pearl City, after which the Roll was called showing all Senators present with the exception of Senators Kim and Taniguchi who were excused.

The President announced that he had read and approved the Journal of the Forty-Ninth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 417 to 419) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 417, informing the Senate that on April 17, 2006, she signed into law Senate Bill No. 2601 as Act 8, entitled: "RELATING TO DOCUMENTS SEALED UPON FILING," was placed on file.

Gov. Msg. No. 418, advising the Senate of the withdrawal of the nomination of DARYL-JEAN WONG to the Health Planning Council, Honolulu Subarea, under Gov. Msg. No. 331, dated March 23, 2006, was placed on file.

In compliance with Gov. Msg. No. 418, the nomination listed under Gov. Msg. No. 331 was returned.

Gov. Msg. No. 419, advising the Senate of the withdrawal of the nomination of ANGES M. GROFF to the Health Planning Council, Maui County Subarea, under Gov. Msg. No. 332, dated March 23, 2006, was placed on file.

In compliance with Gov. Msg. No. 419, the nomination listed under Gov. Msg. No. 332 was returned.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 757 to 764) were read by the Clerk and were placed on file:

Hse. Com. No. 757, returning S.C.R. No. 15, S.D. 1, which was adopted by the House of Representatives on April 17, 2006.

Hse. Com. No. 758, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to the following House bills and has on April 17, 2006, agreed to the amendments and passed said bills on Final Reading:

H.B. No. 877, H.D. 2, S.D. 1;
H.B. No. 1233, H.D. 1, S.D. 1; and
H.B. No. 2434, S.D. 1.

Hse. Com. No. 759, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to the following House bills and has on April 17, 2006, agreed to the amendments and passed said bills on Final Reading:

H.B. No. 1982, H.D. 2, S.D. 1;
H.B. No. 1984, H.D. 1, S.D. 1;

H.B. No. 2508, H.D. 2, S.D. 1; and
H.B. No. 3253, S.D. 1.

Hse. Com. No. 760, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to the following House bills and has on April 17, 2006, agreed to the amendments and passed said bills on Final Reading:

H.B. No. 1983, H.D. 1, S.D. 1;
H.B. No. 2207, H.D. 1, S.D. 1; and
H.B. No. 2898, S.D. 1.

Hse. Com. No. 761, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to H.B. No. 2443, H.D. 1, and the amendments proposed by the Senate were agreed to by the House and H.B. No. 2443, H.D. 1, S.D. 1, passed Final Reading in the House of Representatives on April 17, 2006.

Hse. Com. No. 762, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to H.B. No. 2780, H.D. 1, and the amendments proposed by the Senate were agreed to by the House and H.B. No. 2780, H.D. 1, S.D. 1, passed Final Reading in the House of Representatives on April 17, 2006.

Hse. Com. No. 763, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to the following House bills and has on April 17, 2006, agreed to the amendments and passed said bills on Final Reading:

H.B. No. 1, H.D. 2, S.D. 1;
H.B. No. 173, H.D. 1, S.D. 1;
H.B. No. 1155, H.D. 1, S.D. 2;
H.B. No. 1833, H.D. 1, S.D. 2;
H.B. No. 1899, H.D. 1, S.D. 1;
H.B. No. 1947, S.D. 1;
H.B. No. 2050, H.D. 2, S.D. 1;
H.B. No. 2192, H.D. 2, S.D. 2;
H.B. No. 2210, S.D. 1;
H.B. No. 2273, S.D. 1;
H.B. No. 2275, S.D. 1;
H.B. No. 2346, S.D. 1;
H.B. No. 2347, S.D. 1;
H.B. No. 2454, H.D. 1, S.D. 2;
H.B. No. 2457, H.D. 1, S.D. 1;
H.B. No. 2747, H.D. 2, S.D. 1;
H.B. No. 3018, H.D. 1, S.D. 1;
H.B. No. 3194, H.D. 1, S.D. 1; and
H.B. No. 3257, H.D. 1, S.D. 2.

Hse. Com. No. 764, informing the Senate that the Speaker on April 17, 2006, made the following changes to the conferees on the following bill:

H.B. No. 2454, H.D. 1 (S.D. 2):

Discharged Representatives Luke and Nishimoto as co-chairs.

STANDING COMMITTEE REPORTS

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3636) recommending that the Senate advise and consent to the nomination of GILBERT PERRY HAGER MD to the

Board of Physical Therapy, in accordance with Gov. Msg. No. 343.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3636 and Gov. Msg. No. 343 was deferred until Wednesday, April 19, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3637) recommending that the Senate advise and consent to the nomination of THOMAS M. PHILLIPS to the Board of Private Detectives and Guards, in accordance with Gov. Msg. No. 344.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3637 and Gov. Msg. No. 344 was deferred until Wednesday, April 19, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3638) recommending that the Senate advise and consent to the nomination of ALLYSON M. TANOUYE to the Board of Psychology, in accordance with Gov. Msg. No. 345.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3638 and Gov. Msg. No. 345 was deferred until Wednesday, April 19, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3639) recommending that the Senate advise and consent to the nomination of GORDON D. CIANO to the State Board of Public Accountancy, in accordance with Gov. Msg. No. 314.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3639 and Gov. Msg. No. 314 was deferred until Wednesday, April 19, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3640) recommending that the Senate advise and consent to the nomination of BETTY LOU LARSON to the Board of Directors of the Housing and Community Development Corporation of Hawaii (HCDCH), in accordance with Gov. Msg. No. 335.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3640 and Gov. Msg. No. 335 was deferred until Wednesday, April 19, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3641) recommending that the Senate advise and consent to the nomination of LOUIS E. ABRAMS to the Real Estate Commission, in accordance with Gov. Msg. No. 348.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3641 and Gov. Msg. No. 348 was deferred until Wednesday, April 19, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3642) recommending that the Senate advise and consent to the nomination of JEAN L. JOHNSON to the State Council on Developmental Disabilities, in accordance with Gov. Msg. No. 321.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3642 and Gov. Msg. No. 321 was deferred until Wednesday, April 19, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3643) recommending that the Senate advise and consent to the nomination of JENNIFER DIESMAN to the Health Planning Council, Honolulu Subarea, in accordance with Gov. Msg. No. 330.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3643 and Gov. Msg. No. 330 was deferred until Wednesday, April 19, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3644) recommending that the Senate advise and consent to the nominations to the Disability and Communication Access Board of the following:

SHARON MONELANI FOUNTAIN, in accordance with Gov. Msg. No. 322;

BRIAN KAJIYAMA, in accordance with Gov. Msg. No. 323; and

CHRISTINA M. PILKINGTON, in accordance with Gov. Msg. No. 324.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3644 and Gov. Msg. Nos. 322, 323 and 324 was deferred until Wednesday, April 19, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3645) recommending that the Senate advise and consent to the nomination of JULIETTE M. TULANG to the Health Planning Council, Hawaii County Subarea, in accordance with Gov. Msg. No. 329.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3645 and Gov. Msg. No. 329 was deferred until Wednesday, April 19, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3646) recommending that the Senate advise and consent to the nomination of GLENN ALBERT WEBSTER to the Mental Health and Substance Abuse, Hawaii Service Area Board, in accordance with Gov. Msg. No. 339.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3646 and Gov. Msg. No. 339 was deferred until Wednesday, April 19, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3647) recommending that the Senate advise and consent to the nomination of DAVID WILLIAM MAY to the Emergency Medical Services Advisory Committee, in accordance with Gov. Msg. No. 325.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3647 and Gov. Msg. No. 325 was deferred until Wednesday, April 19, 2006.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 3648) recommending that the Senate advise and consent to the nomination of KIYOSHI IKEDA PH. D. to the Hawaii Historic Places Review Board, in accordance with Gov. Msg. No. 334.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3648 and Gov. Msg. No. 334 was deferred until Wednesday, April 19, 2006.

Senator Kim, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 3649) recommending that the Senate advise and consent to the nominations to the Board of Directors of the Hawaii Tourism Authority of the following:

VERNON FOOK LEONG CHAR, in accordance with Gov. Msg. No. 356; and

KAWAIKAPUOKALANI K. HEWETT, in accordance with Gov. Msg. No. 357.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3649 and Gov. Msg. Nos. 356 and 357 was deferred until Wednesday, April 19, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3650) recommending that H.C.R. No. 112, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3650 and H.C.R. No. 112, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ANALYZE THE PROBABLE EFFECTS OF THE PROPOSED REGULATION OF ATHLETE AGENTS AND ASSESS WHETHER ITS ENACTMENT IS CONSISTENT WITH STATE POLICY," was deferred until Wednesday, April 19, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3651), recommending that H.C.R. No. 75, as amended in S.D. 1, 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 H.C.R. No. 75, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO MCKINLEY HIGH SCHOOL PHYSICAL EDUCATION AND ATHLETIC FACILITIES," 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. 3652), recommending that H.C.R. No. 48, H.D. 1, 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 H.C.R. No. 48, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE FEDERAL GOVERNMENT ALLOW NATIONAL GUARD MEMBERS AND MILITARY RESERVISTS WITH TWENTY OR MORE YEARS OF SERVICE TO RETIRE WITH FULL RETIREMENT BENEFITS AT AGE FIFTY-FIVE," was referred to the Committee on Ways and Means.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 3653) recommending that H.C.R. No. 34, H.D. 1, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3653 and H.C.R. No. 34, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION COMMEMORATING THE FIFTY-SECOND ANNIVERSARY OF THE DETONATION OF THE BRAVO HYDROGEN BOMB OVER BIKINI ATOLL, DECLARING MARCH 1ST AS A DAY OF REMEMBRANCE, AND REQUESTING THE UNITED STATES CONGRESS TO ENACT APPROPRIATE MEASURES TO PROVIDE FOR THE FULL HEALTH NEEDS OF THE HYDROGEN BOMB TESTS SURVIVORS

AND THEIR PROGENY, PAY APPROPRIATE PROPERTY DAMAGE CLAIMS, AND PROVIDE FOR THE COSTS OF CLEANING UP NUCLEAR SITES IN THE REPUBLIC OF THE MARSHALL ISLANDS IN CONNECTION WITH HYDROGEN BOMB TESTING ON ATOLLS OF THE REPUBLIC OF THE MARSHALL ISLANDS," was deferred until Wednesday, April 19, 2006.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 3654) recommending that H.C.R. No. 274 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3654 and H.C.R. No. 274, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING STRONG SUPPORT FOR MAINTAINING PEACE IN THE ASIA-PACIFIC WITH THE UNITED NATIONS AND WITH THE SUPPORT OF ALLIES AND FRIENDS," was deferred until Wednesday, April 19, 2006.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 3655) recommending that H.C.R. No. 275 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3655 and H.C.R. No. 275, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING STRONG SUPPORT FOR THE CONTINUANCE OF PERSISTENT AND SKILLFUL DIPLOMACY IN RESOLVING NUCLEAR PROLIFERATION ISSUES WITH THE ISLAMIC REPUBLIC OF IRAN BEFORE THE UNITED NATIONS SECURITY COUNCIL UPON THE REFERRAL OF THE INTERNATIONAL ATOMIC ENERGY AGENCY," was deferred until Wednesday, April 19, 2006.

Senators English and Chun Oakland, for the Committee on Energy, Environment, and International Affairs and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 3656) recommending that H.C.R. No. 67 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3656 and H.C.R. No. 67, entitled: "HOUSE CONCURRENT RESOLUTION IN SUPPORT OF INTERNATIONAL WOMEN'S DAY AND REQUESTING THE UNITED STATES SENATE TO RATIFY THE CONVENTION ON THE ELIMINATION OF ALL FORMS OF DISCRIMINATION AGAINST WOMEN," was deferred until Wednesday, April 19, 2006.

APPOINTMENT AND DISCHARGE OF CONFEREES

S.B. No. 475, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 475, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Tsutsui, co-chair; Taniguchi, Trimble as managers on the part of the Senate at such conference.

S.B. No. 2158, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2158, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Fukunaga, Hanabusa, co-chairs; Baker, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2159, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2159, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Fukunaga, Hanabusa, co-chairs; Baker, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2162, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2162, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Hanabusa, co-chair; Fukunaga, Trimble as managers on the part of the Senate at such conference.

S.B. No. 2188, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2188, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Hanabusa, co-chair; Hooser, Kokubun, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2290, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2290, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Fukunaga, Hanabusa, co-chairs; Baker, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2292, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2292, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Fukunaga, Hanabusa, co-chairs; Baker, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2293, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2293, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Fukunaga, co-chair; Baker, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2323, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2323, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Hanabusa, Tsutsui, co-chairs; Taniguchi, Trimble as managers on the part of the Senate at such conference.

S.B. No. 2327, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2327, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Hanabusa, co-chair; Hooser, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2334, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2334, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Hanabusa, Taniguchi, co-chairs; Fukunaga, Ihara, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2461, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2461, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Menor, Taniguchi, co-chairs; Baker, Kokubun, Tsutsui as managers on the part of the Senate at such conference.

S.B. No. 2546, S.D. 1 (H.D. 2):

The President discharged Senator Kanno as chair, Senator Inouye as a co-chair and Senator Fukunaga as a manager and appointed Senator Fukunaga as chair and Senators Ige, Inouye, Kanno, Slom as managers on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 2546, S.D. 1.

S.B. No. 2571 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2571, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Hanabusa, Taniguchi, co-chairs; Hogue as managers on the part of the Senate at such conference.

S.B. No. 2572, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2572, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Tsutsui, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2688, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2688, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Hanabusa, Tsutsui, co-chairs; Fukunaga, Taniguchi, Trimble as managers on the part of the Senate at such conference.

S.B. No. 2719, S.D. 2 (H.D. 1):

The President appointed Senator Kanno as a co-chair on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 2719, S.D. 2.

S.B. No. 3009, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3009, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Taniguchi, co-chair; Hemmings as managers on the part of the Senate at such conference.

S.B. No. 3021, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3021, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, co-chair, as managers on the part of the Senate at such conference.

S.B. No. 3035, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3035, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Taniguchi, co-chair; Hogue as managers on the part of the Senate at such conference.

S.B. No. 3205, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3205, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Baker, Tsutsui, co-chairs; Taniguchi, Whalen as managers on the part of the Senate at such conference.

S.B. No. 3215, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3215, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Tsutsui, co-chair; Hooser, Taniguchi, Trimble as managers on the part of the Senate at such conference.

S.B. No. 3247, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3247, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Tsutsui, co-chair; Baker, Taniguchi, Trimble as managers on the part of the Senate at such conference.

S.B. No. 3252, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3252, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Baker, Tsutsui, co-chairs; Fukunaga, Ihara, Taniguchi, Trimble as managers on the part of the Senate at such conference.

H.B. No. 30, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 30, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Baker, Taniguchi, co-chairs; Tsutsui, Trimble as managers on the part of the Senate at such conference.

H.B. No. 439, H.D. 1 (S.D. 2):

The President discharged Senator Trimble as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 439, H.D. 1.

H.B. No. 1821, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1821, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Baker, Taniguchi, co-chairs; Fukunaga, Trimble as managers on the part of the Senate at such conference.

H.B. No. 1871, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1871, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Fukunaga, Hanabusa, co-chairs; Baker, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1917, H.D. 2 (S.D. 2):

The President discharged Senator Ihara as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 1917, H.D. 2.

H.B. No. 1995, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1995, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Hanabusa, co-chair; Whalen as managers on the part of the Senate at such conference.

H.B. No. 2043, H.D. 2 (S.D. 3):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2043, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Tsutsui, co-chair; Fukunaga, Taniguchi, Slom as managers on the part of the Senate at such conference.

H.B. No. 2097, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2097, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Baker, Taniguchi, co-chairs; Ihara, Tsutsui, Trimble as managers on the part of the Senate at such conference.

H.B. No. 2133 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2133, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Hanabusa, co-chair; Fukunaga, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2258, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2258, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Taniguchi, co-chair; Tsutsui, Trimble as managers on the part of the Senate at such conference.

H.B. No. 2367, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2367, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Hanabusa, co-chair; Whalen as managers on the part of the Senate at such conference.

H.B. No. 2691 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2691, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Hanabusa, co-chair; Hogue as managers on the part of the Senate at such conference.

H.B. No. 3116, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 3116, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Baker, Tsutsui, co-chairs; Taniguchi, Trimble as managers on the part of the Senate at such conference.

H.B. No. 3194, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 3194, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Hee, co-chair; Trimble as managers on the part of the Senate at such conference.

H.B. No. 3217, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 3217, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Tsutsui, co-chair; Ihara, Taniguchi, Trimble as managers on the part of the Senate at such conference.

At 9:46 o'clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate stood in recess subject to the call of the Chair to meet in Joint Session with the House of Representatives, in accordance with House Concurrent Resolution No. 329, to award the Hawaii Medal of Honor to United States military service members with Hawaii connections who were killed in action while serving in dangerous, volatile, and unstable areas of the world, including Iraq and Afghanistan.

JOINT SESSION

The Joint Session of the Senate and the House of Representatives of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, was called to order at 10:04 o'clock a.m. by the Honorable Calvin Say, Speaker of the House of Representatives.

Speaker Say then stated:

"This is indeed a momentous occasion – a first of its kind – called to honor members of the Hawaii National Guard, the United States Military Reserves, and members of the Regular Armed Forces of the United States, with ties to Hawaii, who fought and died bravely in a combat zone designated by Presidential Order.

"On behalf of the Senate President and all of the members of the Hawaii State Legislature, I convey our deepest condolences to our very special guests – the family, friends and colleagues of loved ones who have lost their lives overseas in the Middle East. Our prayers are with you, and we are honored by your presence today."

At this time, the members of the Twenty-Third Legislature and special guests rose for the Posting of the Colors by the Joint Service Color Guard and the Hawaii Air National Guard, Royal Guard.

The members of the Legislature and guests remained standing for the singing of the National Anthem and "Hawaii Pono'i" by Ms. Traci Toguchi.

The Divine Blessing was then invoked by Mr. Ray Ganotise.

At this time, the Speaker thanked the Joint Service Color Guard, Royal Guard, Ms. Traci Toguchi, and Mr. Ray Ganotise for their participation in today's ceremony.

The Speaker then addressed the members of the Legislature and guests as follows:

"Today is a day where we have put aside our political and philosophical differences, to come together as one Body, to honor these brave men and women. Our Nation – the whole world – has been wounded deeply by the destruction caused by the enemies of peace, freedom and human rights. As Americans, we are a strong people – united in our resolve, respectful of our differences, taking strength from our diversity and richness of cultures.

"As Americans, we will not allow our resolve to waiver in the wake of the loss of our loved ones. Although their premature demise is very painful, and at times almost incomprehensible, take comfort in knowing that our Hawaii warriors were well-trained, and battle ready. They understood the risks, and yet they proudly wore their battle fatigues, carried our Nation's flag, and courageously departed and set their course into a hell called war.

"While I did not personally know any of the warriors being honored today – as a father of two young men – if I were seated in this Chamber among you, instead of standing here at this podium, I know my sadness would be tempered by pride. I would be proud to the core of my soul that my loved one sacrificed his life or her life to allow the rest of us surviving to live in a democracy, unfettered by fear.

"In the end, what matters most is that each fallen warrior made a difference. They gave us the greatest gift of all – freedom . . . freedom to enjoy everyday pleasures – watching the sunset, listening to the familiar ebb and flow of the ocean, smelling the plumeria blossoms in full bloom . . . and knowing that tomorrow will be yet another beautiful day in paradise.

"Before proceeding any further, I would like to acknowledge the presence of certain individuals on the Chamber Floor."

At this time, the Speaker welcomed and introduced the following distinguished guests to the members of the Twenty-Third Legislature:

The Honorable Linda Lingle, Governor of Hawaii;

The Honorable James R. Aiona, Jr., Lieutenant Governor of Hawaii;

The Honorable Daniel K. Akaka, United States Senate;

The Honorable Ed Case, United States House of Representatives;

Admiral Gary Roughhead, U.S. Pacific Fleet, and Mrs. Ellen Roughhead;

Lieutenant General Daniel P. Leaf, U.S. Pacific Command;

Lieutenant General John M. Brown, U.S. Army Pacific, and Mrs. Elaine Brown;

Lieutenant General John Goodman, U.S. Marine Corps, Pacific Forces, and Mrs. Gayle Goodman; and

Major General Robert G.F. Lee, Hawaii State Department of Defense.

The Speaker noted:

“Madame Clerk, please note for the record the receipt of correspondence from Hawaii’s Senior Senator, the Honorable Daniel K. Inouye, noting: ‘Uncommon courage, devotion to duty, love of our country, and the ultimate sacrifice of the 120 Hawaii Medal of Honor recipients.’”

At this time, the Speaker presented to the members of the Twenty-Third Legislature and special guests the Honorable Linda Lingle, Governor of the State of Hawaii.

The Governor addressed the Joint Session and guests as follows:

“Mr. Speaker, Mr. President, members of the Legislature, General Lee, families of our heroes, veterans, members of the Armed Services:

“It’s for a very sad but noble purpose that we’re gathered here today. I want to thank all those in the Legislature who took the time to plan to carry out this event. It’s an appropriate event for Hawaii because it doesn’t just recognize those who were born and raised in Hawaii, or those who grew up here, or those who went to school here, but everyone who was touched and who touched Hawaii. Those who were stationed here from all parts of the country, all are included today in our ohana, and it’s important to pause today to remember all of them.

“I didn’t know any of the heroes personally, but I’ve come to know many of the families by attending various funerals and services throughout this war on terror. I remember sitting with a mother of a young soldier, a soldier who had been so close to her church that she left her life insurance policy to the church, young woman who wanted to be a nun. She had come here from the Philippines as a youngster and had gone to high school here. I remember sitting with the wives of the Marines and the one Navy man who was shot down in Afghanistan. I sat with them and with their infant children in their small modest military housing and watched them deal with their lives, with their children who would never know their fathers, and I hoped that the children would one day appreciate the sacrifice that their father had made and that their mother made for our country.

“I especially remember sitting with the family of one of our National Guardsman from Hawaii and sitting in their modest home and listening to them talk about their beloved son, not only the parents, but his brother and his grandparents who had raised him from a small boy. He was the apple of their eye.

“It’s not an easy thing to sacrifice the way you have for our country. So we pause today to spend a few minutes to let you

know how appreciative we are, although we can never, never take away the pain that you feel. In our small way, we want you to know that we will always remember your loved one as a member of the ohana here in Hawaii.

“I remember a day, General Goodman, when we were out in Kaneohe. And I’m not certain you remember our conversation, but it stuck with me since that day and I carry it with me today as an embodiment of what we were talking about. It was another funeral, another memorial service and there were four marine families there that day from all parts of America who had come to Kaneohe to participate in a memorial service. And although I didn’t know any of the Marines – they didn’t go to school here, they didn’t grow up here – but I wanted their parents to know how much the people of Hawaii appreciated their sacrifice on our behalf so that we could gather in freedom the way we are today.

“One of the speakers that day was so eloquent. I don’t remember if he was a colonel or what his rank was exactly, but his remarks touched me so deeply that I went up to General Goodman afterwards and I commented to him about how touching and poignant the remarks were. General Goodman said to me that day, ‘after Vietnam,’ of which he is a veteran of, he said, ‘In Vietnam, we went over as a bunch of individuals; we came home as a bunch of individuals.’ And we all know, those of us of a certain age, know how they were greeted when they came home and most of us were ashamed by it today. But General Goodman said to me that day that ‘after Vietnam,’ he said, ‘we promised ourselves that we would never again let that happen in America – that we would go together; we would come home together; and we would honor everyone who sacrificed for our country, for our freedom, for our way of life.’

“Today is an embodiment of that idea that they weren’t a bunch of individuals – they were great Americans who were part of our ohana here in Hawaii. We honor them. We thank the families for their sacrifice, knowing there’s nothing we can do that’s going to take away the pain and the emptiness that you feel, but we still want to make this attempt to let you know how deeply we appreciate what your son, your daughter, your husband, your auntie, your uncle, we want you to know we appreciate what they did for us as Americans so that our way of life could continue.”

The Speaker thanked the Governor for her remarks then called upon Major General Robert Lee to address the members of the Legislature and guests.

General Lee addressed the Joint Session and guests as follows:

“Good morning and aloha.

“We are a nation blessed with the finest military in all of human history. We have been blessed by great minds with great strength and determination that enables the United States of America to be the world’s leader and liberator of oppressed people. To become the world’s finest military, we have trained our forces better and harder than any other nation, and our forces are better equipped than any other nation.

“We are faced with difficult and challenging training, long separations from our families and loved ones, and we are challenged with great responsibilities and commitment. But in our profession of arms, there is nothing more difficult than losing one of our own. However, that degree of difficulty cannot be compared to the anguish suffered by family members who lose a loved one on the field of battle, this time in Afghanistan and Iraq.

"We can only imagine the pain of losing a son or daughter, husband or wife, father or mother while they served our nation in harm's way. This pain can be only lessened over time . . . if at all. We cannot truly feel their pain, nor can we, in any way, make up for that loss.

"As President Ronald Regan so eloquently stated, 'our young friends, who in our hearts you'll always be young, full of the love that is youth, love of life, love of joy, love of country.' You fought for your country for its safety and for the freedom of others with strength and courage. We honor you today.

"The State Medal of Honor is Hawaii's way in which we can remember that ultimate sacrifice to show our appreciation to the families and to assure them that they will always be part of this state's ohana. A circle of kalo or taro leaves is part of the Hawaii Medal of Honor. The word 'ohana' is derived from kalo and the circle is emblematic of the embrace of the people of Hawaii. Whether a fallen soldier, sailor, or marine grew up in Hawaii or were members of units based in Hawaii, he is still remembered and will always be a part of our ohana. The star in the coat of arms of the medal represents the 50th State star on the American flag and also represents today the person who is being honored. The star also evokes a symbol of America's past. During World Wars I and II, families that had a member of the armed forces would display a blue star on a banner or flag. If a service member from that family was killed in action, a gold star was often displayed in a window facing the street to let the neighborhood know that the life of a hero who had grown up there had been taken.

"Today, this medal is a token of gratitude from the State of Hawaii proclaiming to all that this is a family of a fallen hero. There is no greater sacrifice a family can make than the loss of their soldier, sailor, airman or marine while in service to our nation and there is no greater honor which we, the people of Hawaii, can bestow upon that family to symbolize their sacrifice.

"There is an attachment device at the middle of the red and yellow ribbon and it is a rendering of the ancient puela or flag. This ancient flag was raised at sea above the Hawaiian sailing canoes, and all who saw the puela from afar knew that a person of the highest rank or honor was coming. Today, this service ribbon and its attachment will remind us that these families are of the highest rank and honor.

"To paraphrase President Abraham Lincoln at Gettysburg – when brave soldiers, sailors, airmen, and marines die, it is their deeds, not our words that are remembered. It is their sacrifice that offers everlasting testimony to a love for others and their love for us.

"To the families of our fallen heroes, I humbly ask that you accept this Hawaii Medal of Honor on behalf of the people of Hawaii who today and forever shall be your devoted ohana.

"May God bless all of you and may God continue to bless the United States of America."

The Speaker then stated:

"Thank you, General Lee, for your leadership.

"Madame Clerk, please begin the announcement of the Hawaii Medal of Honor recipients."

At this time, the House Clerk proceeded to read the names of the following individuals who were represented by family members, friends and colleagues to receive their medals and certificates:

Sergeant Eugene Williams;
Sergeant First Class Kelly Bolor;
Chief Warrant Officer Ian D. Manuel;
Specialist Phillip L. Witkowski;
Staff Sergeant Todd E. Nunes;
Sergeant Daniel Lee Galvan;
Specialist Wesley R. Wells;
Private First Class Joshua Kuile Paul Titcomb;
Specialist Kyle K. Fernandez;
Captain Christopher B. Johnson;
Private First Class John Lukac;
Lance Corporal Andrew G. Riedel;
Petty Officer Julian Woods;
Sergeant Rafael Peralta;
Corporal Michael R. Cohen;
Lieutenant Colonel Michael J. McMahon;
Lance Corporal Blake A. Magaoay;
First Lieutenant Nainoa K. Hoe;
Staff Sergeant Brian D. Bland;
Lance Corporal Jonathan E. Etterling;
Sergeant Michael W. Finke, Jr.;
Corporal Kyle J. Grimes;
Lance Corporal Brian C. Hopper;
Corporal Sean P. Kelly;
Corporal James L. Moore;
Lance Corporal Darrell J. Schumann;
Corporal Matthew R. Smith;
Lance Corporal Joseph B. Spence;
Private First Class Stephen A. Castellano;
Lance Corporal Sean P. Maher;
Specialist Glenn J. Watkins;
Private First Class Kevin S.K. Wessel;
Lance Corporal Kevin B. Joyce;
Machinist's Mate Second Class (SEAL) Shane E. Patton;
Quartermaster Second Class (SEAL) James Suh;
Sergeant Deyson K. Cariaga;
Specialist Ray M. Fuhrmann II;
Lance Corporal Phillip C. George;
Sergeant Alfredo B. Silva;
Sergeant Evan S. Parker;
Colonel William W. Wood;
Captain Raymond D. Hill II;
Sergeant Wilgene T. Lieto;
Specialist Derence W. Jack;
Sergeant Daniel A. Tsue;
Sergeant Myla L. Maravillosa;
Private Lewis T.D. Calapini; and
Private First Class Matthew L. Bertolino.

At this time, President Bunda stated:

"Members of the Senate and members of the House, please applaud the recipients' family members, friends and colleagues who have joined us in this Chamber today.

"Madame Clerk, please begin the announcement of the names of the other recipients of the Hawaii Medal of Honor whose families could not be present for today's ceremony."

The Senate Assistant Clerk proceeded to read the names of the following individuals whose families were not able to attend today's ceremony:

Staff Sergeant Cameron B. Sarno;
Chief Warrant Officer Sharon Swartworth;
Second Lieutenant Jeremy Wolfe;
Private First Class Ernest H. Sutphin;
Private First Class John D. Amos II;
Staff Sergeant Oscar D. Medina;
Specialist Ramon C. Ojeda;

Corporal David M. Fraise;
 Specialist Joseph F. Herndon II;
 Specialist Joseph C. Thibodeaux III;
 Private First Class Jeungjin Nikky N. Kim;
 Staff Sergeant Brian S. Hobbs;
 Chief Warrant Officer 3 William I. Brennan;
 Lance Corporal Richard P. Slocum;
 Corporal Billy Gomez;
 Lance Corporal Jeremy D. Bow;
 Lance Corporal John T. Byrd II;
 Sergeant Kelley L. Courtney;
 Lance Corporal Travis A. Fox;
 Corporal Christopher J. Lapka;
 Lance Corporal Michael P. Scarborough;
 Lance Corporal Aaron C. Pickering;
 Lance Corporal David M. Branning;
 Lance Corporal Brian A. Medina;
 Private First Class Jose Ricardo Flores-Mejia;
 Specialist Daniel James McConnell;
 Lance Corporal Michael A. Downey;
 Corporal Jacob R. Fleischer;
 Corporal Dale E. Fracker, Jr.;
 Chief Warrant Officer 2 Travis W. Grogan;
 Specialist Harley D.R. Miller;
 Specialist Isaac E. Diaz;
 Specialist David P. Mahlenbrock;
 Lance Corporal Jeffrey S. Blanton;
 Lance Corporal Franklin A. Sweger;
 First Lieutenant Travis J. Fuller;
 Corporal Timothy M. Gibson;
 Corporal Richard A. Gilbert, Jr.;
 Lance Corporal Saeed Jafarkhani-Torshizi, Jr.;
 Corporal Stephen P. Johnson;
 Lance Corporal Allan Klein;
 Corporal Timothy A. Knight;
 Lance Corporal Fred L. Maciel;
 Corporal Nathaniel K. Moore;
 Lance Corporal Mourad Ragimov;
 Lance Corporal Rhonald Dain Rairdan;
 Lance Corporal Hector Ramos;
 Lance Corporal Gael Saintvil;
 Corporal Nathan A. Schubert;
 First Lieutenant Dustin M. Shumney;
 Lance Corporal Michael L. Starr, Jr.;
 Petty Officer Third Class John D. House;
 Sergeant Major Barbaralien Banks;
 Master Sergeant Edwin A. Matos-Colon;
 Lance Corporal Nicholas C. Kirven;
 Corporal Richard P. Schoener;
 Sergeant Arnold Duplantier II
 Senior Chief Information Systems Technician (SEAL) Daniel R. Healy;
 Lieutenant Michael P. Murphy;
 Sonar Technician (Surface) Second Class (SEAL) Matthew G. Axelson;
 Staff Sergeant Frank F. Tiai;
 Specialist Mike T. Sonoda, Jr.;
 Sergeant First Class Daniel R. Scheile;
 Sergeant Paul C. Neubauer;
 Lance Corporal Steven A. Valdez;
 Sergeant Jerry L. Bonifacio;
 Captain Michael J. Mackinnon;
 Sergeant Shaker T. Guy;
 Specialist Marcelino R. Corniel;
 Chief Warrant Officer 2 Ruel M. Garcia;
 Lance Corporal Billy D. Brixey, Jr.; and
 Petty Officer Third Class John T. Fralish.

At this time, President Bunda made the following announcement:

“Members of the Senate and House, and special guests, please turn your attention to the rotunda level for the 21-gun salute. Members of the Air Force, please proceed.”

A 21-gun Salute and Taps were then carried out by the U.S. Air Force.

The President then gave his closing remarks:

“As a veteran of the U.S. Air Force and Hawaii Army National Guard, I am proud to be a part of this ceremony in honor of our fallen comrades, our heroes.

“I am proud and humbled by the enormity of their sacrifice.

“Yes, we honor 120 today, but each soldier leaves behind a wide circle of family and friends who sacrificed part of themselves as well.

“We honor and thank those countless individuals who not only lost their loved ones, but who also surrendered special dreams and hopes for the future.

“A grateful state and nation best honors and remembers the sacrifices of these soldiers by living our lives in deepest appreciation of our freedom. That is what they defended. That is what they fought and died for.

“Today, we remember, in moments of quiet reflection, each and every one of those heroes. We have joined together to honor their memory and express our profound gratitude for their ultimate sacrifice.

“Mahalo.”

At this time, the members of the Twenty-Third Legislature and special guests rose for the Retiring of the Colors by the Joint Service Color Guard and the Hawaii Air National Guard, Royal Guard.

At 11:17 o'clock a.m., President Bunda declared the Joint Session adjourned.

ADJOURNMENT

At 11:17 o'clock a.m., the Senate adjourned until 11:30 o'clock a.m., Wednesday, April 19, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FIFTY-FIRST DAY

Wednesday, April 19, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:44 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Dr. Gregory G.Y. Pai, after which the Roll was called showing all Senators present with the exception of Senators Kim and Menor who were excused.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 420 to 492) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 420, submitting for consideration and confirmation to the Board of Directors of the Aloha Tower Development Corporation, the nomination of JASON T. OKUHAMA, term to expire June 30, 2009, was referred to the Committee on Business and Economic Development.

Gov. Msg. No. 421, submitting for consideration and confirmation to the Contractors License Board, the nomination of GERALD YAMADA, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 422, submitting for consideration and confirmation to the Board of Dental Examiners, the nomination of JASON WADE KAMEZAWA, term to expire June 30, 2009, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 423, submitting for consideration and confirmation to the Board of Dental Examiners, the nomination of NOLAN Y. KIDO, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 424, submitting for consideration and confirmation to the Board of Electricians and Plumbers, the nomination of MORRIS H. KANESHIRO, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 425, submitting for consideration and confirmation to the Board of Electricians and Plumbers, the nomination of LINDSEY JOHN KIMURA, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 426, submitting for consideration and confirmation to the Elevator Mechanics Licensing Board, the nomination of KENNETH M. HOVANIAN, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 427, submitting for consideration and confirmation to the Elevator Mechanics Licensing Board, the nomination of JUDITH A. JORDAN, term to expire June 30, 2009, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 428, submitting for consideration and confirmation to the Board of Land and Natural Resources, the nomination of FRANK DE LUZ III, term to expire June 30, 2010, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 429, submitting for consideration and confirmation to the Board of Land and Natural Resources, the nomination of JERRY EDLAO, term to expire June 30, 2009, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 430, submitting for consideration and confirmation to the Board of Land and Natural Resources, the nomination of SAMUEL M. GON III, term to expire June 30, 2009, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 431, submitting for consideration and confirmation to the Merit Appeals Board, the nomination of BENJAMIN Y. P. FONG, term to expire June 30, 2010, was referred to the Committee on Transportation and Government Operations.

Gov. Msg. No. 432, submitting for consideration and confirmation to the Molokai Irrigation System Water Users Advisory Board, the nomination of ANDREW K. ARCE, term to expire June 30, 2009, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 433, submitting for consideration and confirmation to the Real Estate Commission, the nomination of ANNETTE AIONA R. ABR, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 434, submitting for consideration and confirmation to the Real Estate Commission, the nomination of WILLIAM STANLEY CHEE, term to expire June 30, 2009, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 435, submitting for consideration and confirmation to the Real Estate Commission, the nomination of FRANCES ALLISON TORRE GENDRANO, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 436, submitting for consideration and confirmation to the Real Estate Commission, the nomination of MARK SUIISO, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 437, submitting for consideration and confirmation to the Board of Speech Pathology and Audiology, the nomination of CHRISTINA S. JACKSON, term to expire June 30, 2007, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 438, submitting for consideration and confirmation to the Stadium Authority, the nomination of KATHRYN WHANG INOUYE, term to expire June 30, 2010, was referred to the Committee on Business and Economic Development.

Gov. Msg. No. 439, submitting for consideration and confirmation to the Stadium Authority, the nomination of KENNETH B. MARCUS ESQ., term to expire June 30, 2010,

was referred to the Committee on Business and Economic Development.

Gov. Msg. No. 440, submitting for consideration and confirmation to the Stadium Authority, the nomination of ALAN S. TAMAYOSE, term to expire June 30, 2010, was referred to the Committee on Business and Economic Development.

Gov. Msg. No. 441, submitting for consideration and confirmation to the Commission on Transportation, the nomination of LAURENCE I. BALTER, term to expire June 30, 2010, was referred to the Committee on Transportation and Government Operations.

Gov. Msg. No. 442, submitting for consideration and confirmation to the Commission on Transportation, the nomination of PETE G. PASCUA JR., term to expire June 30, 2010, was referred to the Committee on Transportation and Government Operations.

Gov. Msg. No. 443, submitting for consideration and confirmation to the Board of Regents of the University of Hawaii, the nomination of MARLENE MARIE HAPAI PH.D., term to expire June 30, 2007, was referred to the Committee on Higher Education.

Gov. Msg. No. 444, submitting for consideration and confirmation to the Hawaii Community Development Authority (HCDA), the nomination of AMANDA S. CHANG-KWAK, term to expire June 30, 2010, was referred to the Committee on Business and Economic Development.

Gov. Msg. No. 445, submitting for consideration and confirmation to the Correctional Industries Advisory Committee, the nomination of TAI SUK HAHN, term to expire June 30, 2010, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 446, submitting for consideration and confirmation to the Correctional Industries Advisory Committee, the nomination of THOMAS K. SING, term to expire June 30, 2008, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 447, submitting for consideration and confirmation to the State Foundation on Culture and the Arts Commission, the nomination of MARY BEGIER, term to expire June 30, 2010, was referred to the Committee on Media, Arts, Science and Technology.

Gov. Msg. No. 448, submitting for consideration and confirmation to the State Foundation on Culture and the Arts Commission, the nomination of PETER LARRY ROSEGG, term to expire June 30, 2006, was referred to the Committee on Media, Arts, Science and Technology.

Gov. Msg. No. 449, submitting for consideration and confirmation to the State Foundation on Culture and the Arts Commission, the nomination of PETER LARRY ROSEGG, term to expire June 30, 2010, was referred to the Committee on Media, Arts, Science and Technology.

Gov. Msg. No. 450, submitting for consideration and confirmation to the State Foundation on Culture and the Arts Commission, the nomination of LORI VOGEL THOMAS, term to expire June 30, 2010, was referred to the Committee on Media, Arts, Science and Technology.

Gov. Msg. No. 451, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs, the

nomination of ELEANOR JEAN LLOYD, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 452, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs, the nomination of HERBERT C. SHARP, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 453, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs, the nomination of MICHAEL BARRY SUMJA, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 454, submitting for consideration and confirmation to the Emergency Medical Services Advisory Committee, the nomination of MARCIANO D. AQUINO, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 455, submitting for consideration and confirmation to the Emergency Medical Services Advisory Committee, the nomination of RYAN ANDREW MCKNIGHT, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 456, submitting for consideration and confirmation to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, the nomination of NORMAN G.Y. HONG, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 457, submitting for consideration and confirmation to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, the nomination of CAROL H. IGARASHI, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 458, submitting for consideration and confirmation to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, the nomination of HOWARD K.C. LAU, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 459, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of BARRETT KEOKI AWAI, term to expire June 30, 2007, was referred to the Committee on Human Services.

Gov. Msg. No. 460, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of MICHAEL R. DIAS, term to expire June 30, 2007, was referred to the Committee on Human Services.

Gov. Msg. No. 461, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of MYRNA B. MURDOCH, term to expire June 30, 2007, was referred to the Committee on Human Services.

Gov. Msg. No. 462, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of SYLVIA H.L. YUEN, PH.D, term to expire June 30, 2007, was referred to the Committee on Human Services.

Gov. Msg. No. 463, submitting for consideration and confirmation to the Health Planning Council, Hawaii County Subarea, the nomination of GAIL M. WALKER, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 464, submitting for consideration and confirmation to the Board of Directors of the Hawaii Health Systems Corporation, the nomination of RAMON K. SY, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 465, submitting for consideration and confirmation to the Hawaii Historic Places Review Board, the nomination of KENNETH HAYS, term to expire June 30, 2008, was referred to the Committee on Media, Arts, Science and Technology.

Gov. Msg. No. 466, submitting for consideration and confirmation to the Hawaii Historic Places Review Board, the nomination of VIRGINIA DIANE MURISON, term to expire June 30, 2010, was referred to the Committee on Media, Arts, Science and Technology.

Gov. Msg. No. 467, submitting for consideration and confirmation to the Hawaii Historic Places Review Board, the nomination of JOHN A. PETERSON, term to expire June 30, 2010, was referred to the Committee on Media, Arts, Science and Technology.

Gov. Msg. No. 468, submitting for consideration and confirmation to the Island Burial Council, Island of Molokai, the nomination of MALIA K.H. AKUTAGAWA ESQ., term to expire June 30, 2008, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 469, submitting for consideration and confirmation to the Island Burial Council, Island of Oahu, the nomination of T. KEHAULANI KRUSE, term to expire June 30, 2010, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 470, submitting for consideration and confirmation to the Island Burial Council, Islands of Kauai and Niihau, the nomination of DEE M. CROWELL, term to expire June 30, 2010, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 471, submitting for consideration and confirmation to the King Kamehameha Celebration Commission, the nomination of ADRIAN K. KAMALII, term to expire June 30, 2010, was referred to the Committee on Media, Arts, Science and Technology.

Gov. Msg. No. 472, submitting for consideration and confirmation to the King Kamehameha Celebration Commission, the nomination of NORMAN M.U. NAKAMOTO, term to expire June 30, 2010, was referred to the Committee on Media, Arts, Science and Technology.

Gov. Msg. No. 473, submitting for consideration and confirmation to the Land Use Commission, the nomination of ALMA A. CABERTO, term to expire June 30, 2010, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 474, submitting for consideration and confirmation to the Land Use Commission, the nomination of NICHOLAS W. TEVES JR., term to expire June 30, 2009, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 475, submitting for consideration and confirmation to the Land Use Commission, the nomination of REUBEN S.F. WONG, term to expire June 30, 2010, was referred to the Committee on Water, Land, and Agriculture.

Gov. Msg. No. 476, submitting for consideration and confirmation to the Medical Advisory Board, the nomination of

ALAN SERIKAWA, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 477, submitting for consideration and confirmation to the Hawaii Medical Education Council, the nomination of JAMES E. HASTINGS, term to expire June 30, 2007, was referred to the Committee on Higher Education.

Gov. Msg. No. 478, submitting for consideration and confirmation to the Board of Medical Examiners, the nomination of BEN KAMARUDIN AZMAN M.D., term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 479, submitting for consideration and confirmation to the Board of Medical Examiners, the nomination of DANNY MORITO TAKANISHI JR., term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 480, submitting for consideration and confirmation to the Hawaii Commission for National and Community Service, the nomination of JUNE LEE, for a term to expire, June 30, 2010, was referred to the Committee on Higher Education.

Gov. Msg. No. 481, submitting for consideration and confirmation to the Hawaii Commission for National and Community Service, the nomination of BESSIE J.T. LIMPE, term to expire June 30, 2010, was referred to the Committee on Higher Education.

Gov. Msg. No. 482, submitting for consideration and confirmation to the Hawaii Commission for National and Community Service, the nomination of MARY "NEVA" AGGRENEVA REGO, term to expire June 30, 2010, was referred to the Committee on Higher Education.

Gov. Msg. No. 483, submitting for consideration and confirmation to the Board of Examiners in Naturopathy, the nomination of MICHELE M. IKEDA, term to expire June 30, 2007, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 484, submitting for consideration and confirmation to the Board of Examiners in Naturopathy, the nomination of DAVID R. KERN, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 485, submitting for consideration and confirmation to the Center for Nursing Advisory Board, the nomination of DALE M. ALLISON PHD, APRN, FAAN, term to expire June 30, 2010, was referred to the Committee on Higher Education.

Gov. Msg. No. 486, submitting for consideration and confirmation to the Center for Nursing Advisory Board, the nomination of JOAN ANNE CRAFT, term to expire June 30, 2008, was referred to the Committee on Higher Education.

Gov. Msg. No. 487, submitting for consideration and confirmation to the Center for Nursing Advisory Board, the nomination of VICKY K POLAND, term to expire June 30, 2007, was referred to the Committee on Higher Education.

Gov. Msg. No. 488, submitting for consideration and confirmation to the Public Utilities Commission (PUC), the nomination of JOHN EDWARD COLE, term to expire June 30, 2012, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 489, submitting for consideration and confirmation to the Board of Registration of the Island of Hawaii, the nomination of CAROL M. JUNG, term to expire June 30, 2009, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 490, submitting for consideration and confirmation to the Board of Directors of the Research Corporation of the University of Hawaii, the nomination of SHANLYN A.S. PARK, term to expire June 30, 2010, was referred to the Committee on Higher Education.

Gov. Msg. No. 491, submitting for consideration and confirmation to the Board of Directors of the Research Corporation of the University of Hawaii, the nomination of DONN MASAO TAKAKI, term to expire June 30, 2010, was referred to the Committee on Higher Education.

Gov. Msg. No. 492, submitting for consideration and confirmation to the Board of Veterinary Examiners, the nomination of BEVERLY ANN SHEA, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 765 to 767) were read by the Clerk and were placed on file:

Hse. Com. No. 765, informing the Senate that the Speaker on April 17, 2006, made the following changes to the conferees on the following bills:

H.B. No. 3116, H.D. 2 (S.D. 2):

Added Representative Green as a manager.

H.B. No. 3121, H.D. 2 (S.D. 1):

Added Representative Yamane as a manager.

H.B. No. 3142, H.D. 2 (S.D. 2):

Added Representative Green as a manager.

S.B. No. 120, S.D. 1 (H.D. 1):

Discharged Representative Herkes as chair.
Discharged Representatives Schatz, Marumoto.

S.B. No. 2188, S.D. 1 (H.D. 2):

Added Representative Green as a manager.

S.B. No. 2339, S.D. 2 (H.D. 1):

Added Representative Green as a manager.

S.B. No. 2348, S.D. 1 (H.D. 1):

Added Representative Green as a manager.

S.B. No. 2727, S.D. 1 (H.D. 2):

Added Representative Green as a manager.

S.B. No. 3181, S.D. 2 (H.D. 2):

Discharged Representative Kawakami as Co-Chair.

Discharged Representative Yamashita.
Added Representative Yamashita as Co-Chair.

Hse. Com. No. 766, informing the Senate that the Speaker on April 18, 2006, made the following changes to the conferees on the following bills:

S.B. No. 87, S.D. 2 (H.D. 1):

Added Representative Stevens as a manager.

S.B. No. 218, S.D. 4 (H.D. 1):

Added Representative Halford as a manager.

S.B. No. 439 (H.D. 2):

Added Representative Marumoto as a manager.

S.B. No. 475, S.D. 2 (H.D. 1):

Added Representative Finnegan as a manager.

S.B. No. 613, S.D. 2 (H.D. 1):

Added Representative Thielen as a manager.

S.B. No. 696, S.D. 1 (H.D. 2):

Added Representative Thielen as a manager.

S.B. No. 743, S.D. 2 (H.D. 2):

Added Representative Marumoto as a manager.

S.B. No. 785, S.D. 2 (H.D. 2):

Added Representative Pine as a manager.

S.B. No. 845, S.D. 2 (H.D. 2):

Added Representative Moses as a manager.

S.B. No. 965, S.D. 2 (H.D. 1):

Added Representative Moses as a manager.

S.B. No. 1015, S.D. 1 (H.D. 1):

Added Representative Meyer as a manager.

S.B. No. 1223, S.D. 2 (H.D. 1):

Added Representative Moses as a manager.

S.B. No. 1294, S.D. 2 (H.D. 1):

Added Representative Finnegan as a manager.

S.B. No. 1317 S.D. 1 (H.D. 1):

Added Representative Thielen as a manager.

S.B. No. 1512, S.D. 1 (H.D. 3):

Added Representative Marumoto as a manager.

S.B. No. 1593, S.D. 2 (H.D. 2):

Added Representative Pine as a manager.

S.B. No. 1648, S.D. 1 (H.D. 2):

Added Representative Moses as a manager.

S.B. No. 1899, S.D. 1 (H.D. 1):

Added Representative Pine as a manager.

S.B. No. 2021, S.D. 2 (H.D. 2):

Added Representative Meyer as a manager.

S.B. No. 2036, S.D. 1 (H.D. 1):

Added Representative Ching as a manager.

S.B. No. 2065, S.D. 2 (H.D. 1):

Added Representative Stevens as a manager.

S.B. No. 2074, S.D. 1 (H.D. 2):

Added Representative Moses as a manager.

S.B. No. 2076, S.D. 2 (H.D. 2):

Added Representative Pine as a manager.

S.B. No. 2133, S.D. 2 (H.D. 2):

Added Representative Halford as a manager.

S.B. No. 2145, S.D. 2 (H.D. 2):

Added Representative Pine as a manager.

S.B. No. 2150, S.D. 1 (H.D. 1):

Added Representative Stevens as a manager.

S.B. No. 2155, S.D. 2 (H.D. 1):

Added Representative Halford as a manager.

S.B. No. 2162, S.D. 2 (H.D. 1):

Added Representative Pine as a manager.

S.B. No. 2166, S.D. 2 (H.D. 3):

Added Representative Halford as a manager.

S.B. No. 2188, S.D. 1 (H.D. 2):

Added Representative Marumoto as a manager.

S.B. No. 2214, S.D. 2 (H.D. 3):

Added Representative Moses as a manager.

S.B. No. 2227, S.D. 2 (H.D. 2):

Added Representative Halford as a manager.

S.B. No. 2246, S.D. 1 (H.D. 2):

Added Representative Thielen as a manager.

S.B. No. 2248, S.D. 2 (H.D. 1):

Added Representative Pine as a manager.

S.B. No. 2259, S.D. 1 (H.D. 1):

Added Representative Thielen as a manager.

S.B. No. 2260, S.D. 1 (H.D. 1):

Added Representative Thielen as a manager.

S.B. No. 2265, S.D. 1 (H.D. 1):

Added Representative Thielen as a manager.

S.B. No. 2273, S.D. 2 (H.D. 1):

Added Representative Meyer as a manager.

S.B. No. 2298, S.D. 1 (H.D. 1):

Added Representative Marumoto as a manager.

S.B. No. 2323, S.D. 2 (H.D. 1):

Added Representative Pine as a manager.

S.B. No. 2327, S.D. 2 (H.D. 1):

Added Representative Thielen as a manager.

S.B. No. 2334, S.D. 2 (H.D. 2):

Added Representative Moses as a manager.

S.B. No. 2339, S.D. 2 (H.D. 1):

Added Representative Halford as a manager.

S.B. No. 2343, S.D. 2 (H.D. 2):

Added Representative Halford as a manager.

S.B. No. 2348, S.D. 1 (H.D. 1):

Added Representative Halford as a manager.

S.B. No. 2357 (H.D. 1):

Added Representative Pine as a manager.

S.B. No. 2364, S.D. 2 (H.D. 3):

Added Representative Moses as a manager.

S.B. No. 2385, S.D. 1 (H.D. 2):

Added Representative Stevens as a manager.

S.B. No. 2433, S.D. 2 (H.D. 1):

Added Representative Pine as a manager.

S.B. No. 2461, S.D. 1 (H.D. 1):

Added Representative Halford as a manager.

S.B. No. 2480, S.D. 1 (H.D. 1):

Added Representative Pine as a manager.

S.B. No. 2484, S.D. 1 (H.D. 1):

Added Representative Pine as a manager.

S.B. No. 2485, S.D. 2 (H.D. 2):

Added Representative Halford as a manager.

S.B. No. 2486, S.D. 2 (H.D. 1):

Added Representative Halford as a manager.

S.B. No. 2492, S.D. 1 (H.D. 1):

Added Representative Thielen as a manager.

S.B. No. 2499, S.D. 2 (H.D. 2):

Added Representative Marumoto as a manager.

S.B. No. 2502, S.D. 2 (H.D. 1):

Added Representative Halford as a manager.

S.B. No. 2504, S.D. 2 (H.D. 2):

Added Representative Moses as a manager.

S.B. No. 2505, S.D. 2 (H.D. 1):

Added Representative Ching as a manager.

S.B. No. 2545, S.D. 2 (H.D. 2):

Added Representative Marumoto as a manager.

S.B. No. 2546, S.D. 1 (H.D. 2):

Added Representative Moses as a manager.

S.B. No. 2570, S.D. 2 (H.D. 2):

Added Representative Ching as a manager.

S.B. No. 2571 (H.D. 1):

Added Representative Pine as a manager.

S.B. No. 2572, S.D. 2 (H.D. 1):

Added Representative Pine as a manager.

S.B. No. 2575, S.D. 2 (H.D. 1):

Added Representative Meyer as a manager.

S.B. No. 2600, S.D. 1 (H.D. 2):

Added Representative Thielen as a manager.

S.B. No. 2630, S.D. 2 (H.D. 1):

Added Representative Finnegan as a manager.

S.B. No. 2652, S.D. 2 (H.D. 2):

Added Representative Finnegan as a manager.

S.B. No. 2688, S.D. 2 (H.D. 2):

Added Representative Moses as a manager.

S.B. No. 2708, S.D. 2 (H.D. 1):

Added Representative Ching as a manager.

S.B. No. 2718, S.D. 1 (H.D. 1):

Added Representative Finnegan as a manager.

S.B. No. 2719, S.D. 2 (H.D. 1):

Added Representative Finnegan as a manager.

S.B. No. 2725, S.D. 2 (H.D. 1):

Added Representative Pine as a manager.

S.B. No. 2727, S.D. 1 (H.D. 2):

Added Representative Halford as a manager.

S.B. No. 2774, S.D. 2 (H.D. 1):

Added Representative Moses as a manager.

S.B. No. 2838, S.D. 2 (H.D. 2):

Added Representative Ching as a manager.

S.B. No. 2879, S.D. 1 (H.D. 1):

Added Representative Moses as a manager.

S.B. No. 2887, S.D. 1 (H.D. 1):

Added Representative Finnegan as a manager.

S.B. No. 2897, S.D. 2 (H.D. 3):

Added Representative Marumoto as a manager.

S.B. No. 2898, S.D. 2 (H.D. 2):

Added Representative Meyer as a manager.

S.B. No. 2909, S.D. 1 (H.D. 2):

Added Representative Ching as a manager.

S.B. No. 2913, S.D. 1 (H.D. 1):

Added Representative Marumoto as a manager.

S.B. No. 2917 (H.D. 3):

Added Representative Marumoto as a manager.

S.B. No. 2922, S.D. 1 (H.D. 1):

Added Representative Marumoto as a manager.

S.B. No. 2948, S.D. 1 (H.D. 2):

Added Representative Finnegan as a manager.

S.B. No. 2949, S.D. 2 (H.D. 1):

Added Representative Moses as a manager.

S.B. No. 2954, S.D. 2 (H.D. 2):

Added Representative Pine as a manager.

S.B. No. 2956, S.D. 2 (H.D. 2):

Added Representative Finnegan as a manager.

S.B. No. 2957, S.D. 2 (H.D. 2):

Added Representative Pine as a manager.

S.B. No. 2958, S.D. 2 (H.D. 1):

Added Representative Pine as a manager.

S.B. No. 2959, S.D. 3 (H.D. 1):

Added Representative Ching as a manager.

S.B. No. 2961, S.D. 1 (H.D. 1):

Added Representative Stevens as a manager.

S.B. No. 2980, S.D. 2 (H.D. 1):

Added Representative Ching as a manager.

S.B. No. 2997, S.D. 1 (H.D. 1):

Added Representative Marumoto as a manager.

S.B. No. 3000, S.D. 2 (H.D. 1):

Added Representative Meyer as a manager.

S.B. No. 3009, S.D. 2 (H.D. 2):

Added Representative Halford as a manager.

S.B. No. 3011, S.D. 1 (H.D. 1):

Added Representative Halford as a manager.

S.B. No. 3021, S.D. 2 (H.D. 2):

Added Representative Finnegan as a manager.

S.B. No. 3035, S.D. 1 (H.D. 1):

Added Representative Halford as a manager.

S.B. No. 3059, S.D. 2 (H.D. 1):

Added Representative Finnegan as a manager.

S.B. No. 3065, S.D. 1 (H.D. 1):

Added Representative Moses as a manager.

S.B. No. 3076, S.D. 1 (H.D. 1):

Added Representative Halford as a manager.

S.B. No. 3077, S.D. 2 (H.D. 2):

Added Representative Thielen as a manager.

S.B. No. 3078, S.D. 2 (H.D. 1):

Added Representative Halford as a manager.

S.B. No. 3090, S.D. 2 (H.D. 1):

Added Representative Meyer as a manager.

S.B. No. 3101, S.D. 2 (H.D. 2):

Added Representative Ching as a manager.

S.B. No. 3105, S.D. 2 (H.D. 2):

Added Representative Pine as a manager.

S.B. No. 3114, S.D. 2 (H.D. 2):

Added Representative Ching as a manager.

S.B. No. 3119, S.D. 2 (H.D. 1):

Added Representative Finnegan as a manager.

S.B. No. 3120, S.D. 2 (H.D. 1):

Added Representative Ching as a manager.

S.B. No. 3138 (H.D. 1):

Added Representative Ching as a manager.

S.B. No. 3146, S.D. 2 (H.D. 1):

Added Representative Stevens as a manager.

S.B. No. 3180, S.D. 1 (H.D. 2):

Added Representative Finnegan as a manager.

S.B. No. 3181, S.D. 2 (H.D. 2):

Added Representative Thielen as a manager.

S.B. No. 3186, S.D. 2 (H.D. 2):

Added Representative Marumoto as a manager.

S.B. No. 3192, S.D. 1 (H.D. 2):

Added Representative Ching as a manager.

S.B. No. 3195, S.D. 2 (H.D. 2):

Added Representative Ching as a manager.

S.B. No. 3205, S.D. 2 (H.D. 1):

Added Representative Halford as a manager.

S.B. No. 3215, S.D. 1 (H.D. 2):

Added Representative Moses as a manager.

S.B. No. 3247, S.D. 2 (H.D. 2):

Added Representative Finnegan as a manager.

S.B. No. 3252, S.D. 2 (H.D. 1):

Added Representative Finnegan as a manager.

S.B. No. 3262, S.D. 1 (H.D. 1):

Added Representative Halford as a manager.

S.B. No. 3270, S.D. 2 (H.D. 1):

Added Representative Halford as a manager.

S.B. No. 3273, S.D. 2 (H.D. 2):

Added Representative Ching as a manager.

Hse. Com. No. 767, informing the Senate that the Speaker on April 18, 2006, made the following changes to the conferees on the following bills:

H.B. No. 1200, H.D. 2 (S.D. 2):

Added Representative Yamashita as a manager.

H.B. No. 1800, H.D. 1 (S.D. 1):

Added Representative Yamashita as a manager.

H.B. No. 2774, H.D. 1 (S.D. 2):

Added Representatives Yamashita and Halford as managers.

S.B. No. 2954, S.D. 2 (H.D. 2):

Added Representative Yamashita as a manager.

SENATE COMMUNICATION

Sen. Com. No. 4, notice to the Governor dated April 19, 2006, transmitting S.B. No. 995, S.D. 1, H.D. 1, C.D. 1; S.B. No. 2246, S.D. 1, H.D. 2, C.D. 1; and S.B. No. 2479, H.D. 1, C.D. 1, which propose amendments to the Hawaii State Constitution, was read by the Clerk and was disposed of as follows:

By unanimous consent, the following notice was sent to the Governor:

"April 19, 2006

The Honorable Linda Lingle
Governor of the State of Hawaii
State Capitol
Honolulu, Hawaii 96813

Dear Governor Lingle:

In accordance with the provisions of Article XVII, Section 3 of the Hawaii State Constitution, written notice is hereby given of the final form to the following bill(s), a copy of which is attached hereto:

S.B. No. 995, SD1, HD1, CD1
'PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE HAWAII CONSTITUTION TO REMOVE THE MANDATORY RETIREMENT AGE FOR STATE JUSTICES AND JUDGES.'

S.B. No. 2246, SD1, HD2, CD1
'PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO SEXUAL ASSAULT.'

S.B. No. 2479, HD1, CD1
'PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION.'

Respectfully,

/s/ Paul T. Kawaguchi
PAUL T. KAWAGUCHI
Clerk of the Senate"

CONFERENCE COMMITTEE REPORTS

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2479, presented a report (Conf. Com. Rep. No. 1-06) recommending that S.B. No. 2479, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 1-06 and S.B. No. 2479, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 995, S.D. 1, presented a report (Conf. Com. Rep. No. 2-06) recommending that S.B. No. 995, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 2-06 and S.B. No. 995, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE HAWAII CONSTITUTION TO REMOVE THE MANDATORY RETIREMENT AGE FOR STATE JUSTICES AND JUDGES," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2246, S.D. 1, presented a report (Conf. Com. Rep. No. 3-06) recommending that S.B. No. 2246, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 3-06 and S.B. No. 2246, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO SEXUAL ASSAULT," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1917, H.D. 2, presented a report (Conf. Com. Rep. No. 51-06) recommending that H.B. No. 1917, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 51-06 and H.B. No. 1917, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII CONSTITUTION RELATING TO THE ESTABLISHMENT OF A SALARY COMMISSION," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 3657), recommending that H.C.R. No. 230 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 H.C.R. No. 230, entitled: "HOUSE CONCURRENT RESOLUTION APPROVING AND AUTHORIZING THE ESTABLISHMENT OF STATE-PROVINCE RELATIONS OF FRIENDSHIP BETWEEN THE STATE OF HAWAII OF THE

UNITED STATES OF AMERICA AND THE PROVINCE OF ISABELA OF THE REPUBLIC OF THE PHILIPPINES," 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. 3658) recommending that H.C.R. No. 232 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3658 and H.C.R. No. 232, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE OFFICE OF HAWAIIAN AFFAIRS TO CONVENE A TASK FORCE TO CONSIDER THE MERITS OF CREATING A MONUMENT TO THE CITIZENS OF THE KINGDOM OF HAWAII IN COLLABORATION WITH HAWAIIAN ORGANIZATIONS, RESPECTED KUPUNA IN THE HAWAIIAN COMMUNITY, AND THE DEPARTMENT OF LAND AND NATURAL RESOURCES," was deferred until Thursday, April 20, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3659) recommending that H.C.R. No. 74 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3659 and H.C.R. No. 74, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO PROVIDE A STATUS REPORT ON THE PROGRESS OF A PLANNED CORRECTIONAL FACILITY LOCATED ON PUUNENE ON THE ISLAND OF MAUI," was deferred until Thursday, April 20, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3660) recommending that H.C.R. No. 119 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3660 and H.C.R. No. 119, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES PRESIDENT AND CONGRESS TO IMMEDIATELY RATIFY THE AMENDMENTS MADE TO THE HAWAIIAN HOMES COMMISSION ACT OF 1920, AS AMENDED, AS EMBODIED IN ACT 302, SESSION LAWS OF HAWAII 2001, AND TO RECOGNIZE HAWAIIAN HOMESTEAD COMMUNITY ORGANIZATIONS AS SELF-GOVERNING ADMINISTRATIVE AUTHORITIES FOR THEIR RESPECTIVE COMMUNITIES," was deferred until Thursday, April 20, 2006.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 3661) recommending that H.C.R. No. 243 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3661 and H.C.R. No. 243, entitled: "HOUSE CONCURRENT RESOLUTION CONDEMNING THE GENOCIDE IN WESTERN SUDAN AND URGING CONGRESS WITH THE SUPPORT OF THE PRESIDENT TO ENGAGE THE INTERNATIONAL COMMUNITY TO TAKE ACTION TO PROTECT THE PEOPLE OF DARFUR," was deferred until Thursday, April 20, 2006.

Senators English and Espero, for the Committee on Energy, Environment, and International Affairs and the Committee on Business and Economic Development, presented a joint report (Stand. Com. Rep. No. 3662) recommending that H.C.R. No. 273, H.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3662 and H.C.R. No. 273, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES TRADE REPRESENTATIVE TO

INCLUDE A REPRESENTATIVE OF THE STATE OF HAWAII IN THE MEMBERSHIP OF THE INTERGOVERNMENTAL POLICY ADVISORY COMMITTEE ON TRADE AND DESIGNATE THIS REPRESENTATIVE AS THE SINGLE POINT OF CONTACT FOR THE STATE OF HAWAII," was deferred until Thursday, April 20, 2006.

Senators Espero and English, for the Committee on Business and Economic Development and the Committee on Energy, Environment, and International Affairs, presented a joint report (Stand. Com. Rep. No. 3663) recommending that H.C.R. No. 82 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3663 and H.C.R. No. 82, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE DEVELOPMENT OF THE FUND MANAGEMENT INDUSTRY IN HAWAII," was deferred until Thursday, April 20, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3664) recommending that the Senate advise and consent to the nomination of BRENDA K. VIADO MA, BAE, CRC to the Mental Health and Substance Abuse, Kauai Service Area Board, in accordance with Gov. Msg. No. 340.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3664 and Gov. Msg. No. 340 was deferred until Thursday, April 20, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3665) recommending that the Senate advise and consent to the nominations to the Hawaiian Homes Commission of the following:

DONALD S.M. CHANG, in accordance with Gov. Msg. No. 327; and

FRANCIS KAHOU LUM, in accordance with Gov. Msg. No. 328.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3665 and Gov. Msg. Nos. 327 and 328 was deferred until Thursday, April 20, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3666) recommending that the Senate advise and consent to the nomination of BEVERLY JEAN WITHINGTON to the Board of Registration of the Island of Hawaii, in accordance with Gov. Msg. No. 349.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3666 and Gov. Msg. No. 349 was deferred until Thursday, April 20, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3667) recommending that the Senate advise and consent to the nomination of LISA KEALA CARTER to the Board of Registration of the Island of Oahu, in accordance with Gov. Msg. No. 350.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3667 and Gov. Msg. No. 350 was deferred until Thursday, April 20, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No.

3668) recommending that the Senate advise and consent to the nomination of THOMAS T. WATTS to the Crime Victim Compensation Commission, in accordance with Gov. Msg. Nos. 368 and 369.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3668 and Gov. Msg. Nos. 368 and 369 was deferred until Thursday, April 20, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3669) recommending that the Senate advise and consent to the nomination of JEFFREY ALAN HAWK to the Defender Council, in accordance with Gov. Msg. No. 370.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3669 and Gov. Msg. No. 370 was deferred until Thursday, April 20, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3670) recommending that the Senate advise and consent to the nomination of DANE K. ODA to the Hawaii Paroling Authority, in accordance with Gov. Msg. No. 373.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3670 and Gov. Msg. No. 373 was deferred until Thursday, April 20, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3671) recommending that the Senate advise and consent to the nomination of ROBERT M. LEE to the State Boxing Commission of Hawaii, in accordance with Gov. Msg. No. 365.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3671 and Gov. Msg. No. 365 was deferred until Thursday, April 20, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3672) recommending that the Senate advise and consent to the nomination of JOEL C. PERALTO CPA to the State Board of Public Accountancy, in accordance with Gov. Msg. No. 376.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3672 and Gov. Msg. No. 376 was deferred until Thursday, April 20, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3673) recommending that the Senate advise and consent to the nomination of RANDALL B.C. LAU to the Contractors License Board, in accordance with Gov. Msg. No. 380.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3673 and Gov. Msg. No. 380 was deferred until Thursday, April 20, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3674) recommending that the Senate advise and consent to the nomination of DANIEL NELSON JR. to the Hoisting Machine Operators Advisory Board, in accordance with Gov. Msg. No. 391.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3674 and Gov. Msg. No. 391 was deferred until Thursday, April 20, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3675) recommending that the Senate advise and consent to the nomination of JOY EMI SAKAMOTO to the Board of Massage Therapy, in accordance with Gov. Msg. No. 392.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3675 and Gov. Msg. No. 392 was deferred until Thursday, April 20, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3676) recommending that the Senate advise and consent to the nomination of LAURIE H.Y. KAWAMURA to the Board of Pharmacy, in accordance with Gov. Msg. No. 394.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3676 and Gov. Msg. No. 394 was deferred until Thursday, April 20, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3677) recommending that H.C.R. No. 64 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3677 and H.C.R. No. 64, entitled: "HOUSE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT AND SECURE PASSAGE OF FEDERAL LEGISLATION ESTABLISHING A CATASTROPHIC REINSURANCE FUND TO SUPPORT STATE EFFORTS TO KEEP HOMEOWNERS' DISASTER INSURANCE AFFORDABLE," was deferred until Thursday, April 20, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3678) recommending that H.C.R. No. 245, H.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3678 and H.C.R. No. 245, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING DEL MONTE AND THE CAMPBELL ESTATE TO ALLOW RESIDENTS TO CONTINUE TO RESIDE AT KUNIA CAMP AT LEAST UNTIL DECEMBER 2008, TO ALLOW THE RESIDENTS TIME TO FIND HOUSING SOLUTIONS OR AFFORDABLE ALTERNATIVE HOUSING," was deferred until Thursday, April 20, 2006.

Senators Fukunaga and English, for the Committee on Media, Arts, Science and Technology and the Committee on Energy, Environment, and International Affairs, presented a joint report (Stand. Com. Rep. No. 3679) recommending that H.C.R. No. 109, H.D. 1, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3679 and H.C.R. No. 109, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE PLANNED 2006 COMMEMORATION OF THE TWENTY-FIFTH ANNIVERSARY OF THE FUKUOKA AND HAWAII SISTER-STATE RELATIONSHIP," was deferred until Thursday, April 20, 2006.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3680) recommending that S.R. No. 161, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3680 and S.R. No. 161, S.D. 1, entitled: "SENATE RESOLUTION

SUPPORTING SOCIAL EQUALITY FOR ALL HAWAII RESIDENTS," was deferred until Thursday, April 20, 2006.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3681) recommending that H.C.R. No. 57 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3681 and H.C.R. No. 57, entitled: "HOUSE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT THE ENACTMENT OF LAWS THAT ASSIST HUNGRY AMERICANS," was deferred until Thursday, April 20, 2006.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3682) recommending that H.C.R. No. 8 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3682 and H.C.R. No. 8, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONDUCT A STUDY AND PROVIDE RECOMMENDATIONS FOR ADDRESSING THE SHORTAGE OF INFANT AND TODDLER CHILD CARE PROVIDERS, FACILITIES, AND SERVICES IN THE STATE," was deferred until Thursday, April 20, 2006.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 3683) recommending that H.C.R. No. 41, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3683 and H.C.R. No. 41, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING MARCH AS CAREGIVERS' MONTH IN HAWAII," was deferred until Thursday, April 20, 2006.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3684) recommending that H.C.R. No. 35, as amended in S.D. 1, be referred to the Committee on Judiciary and Hawaiian Affairs.

By unanimous consent, action on Stand. Com. Rep. No. 3684 and H.C.R. No. 35, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONVENE A WORKING GROUP TO DETERMINE THE FEASIBILITY OF IMPLEMENTING PROCEDURES GOVERNING PLACEMENT OF CHILDREN IN TEMPORARY FOSTER CUSTODY WITH KIN OR NON-KIN FOSTER PARENTS," was deferred until Thursday, April 20, 2006.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 3636 (Gov. Msg. No. 343):

Senator Baker moved that Stand. Com. Rep. No. 3636 be received and placed on file, seconded by Senator Espero and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of GILBERT PERRY HAGER MD to the Board of Physical Therapy, term to expire June 30, 2010, seconded by Senator Espero.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3637 (Gov. Msg. No. 344):

Senator Baker moved that Stand. Com. Rep. No. 3637 be received and placed on file, seconded by Senator Espero and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of THOMAS M. PHILLIPS to the Board of Private Detectives and Guards, term to expire June 30, 2010, seconded by Senator Espero.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3638 (Gov. Msg. No. 345):

Senator Baker moved that Stand. Com. Rep. No. 3638 be received and placed on file, seconded by Senator Espero and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of ALLYSON M. TANOUYE to the Board of Psychology, term to expire June 30, 2010, seconded by Senator Espero.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3639 (Gov. Msg. No. 314):

Senator Baker moved that Stand. Com. Rep. No. 3639 be received and placed on file, seconded by Senator Espero and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of GORDON D. CIANO to the State Board of Public Accountancy, term to expire June 30, 2010, seconded by Senator Espero.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3640 (Gov. Msg. No. 335):

Senator Baker moved that Stand. Com. Rep. No. 3640 be received and placed on file, seconded by Senator Espero and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of BETTY LOU LARSON to the Board of Directors of the Housing and Community Development Corporation of Hawaii (HCDCH), term to expire June 30, 2006, seconded by Senator Espero.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3641 (Gov. Msg. No. 348):

Senator Baker moved that Stand. Com. Rep. No. 3641 be received and placed on file, seconded by Senator Espero and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of LOUIS E. ABRAMS to the Real Estate Commission, term to expire June 30, 2010, seconded by Senator Espero.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3642 (Gov. Msg. No. 321):

Senator Baker moved that Stand. Com. Rep. No. 3642 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of JEAN L. JOHNSON to the State Council on Developmental Disabilities, term to expire June 30, 2010, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3643 (Gov. Msg. No. 330):

Senator Baker moved that Stand. Com. Rep. No. 3643 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of JENNIFER DIESMAN to the Health Planning Council, Honolulu Subarea, term to expire June 30, 2010, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3644 (Gov. Msg. Nos. 322, 323 and 324):

Senator Baker moved that Stand. Com. Rep. No. 3644 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Disability and Communication Access Board of the following:

SHARON MONELANI FOUNTAIN, term to expire June 30, 2010 (Gov. Msg. No. 322);

BRIAN KAJIYAMA, term to expire June 30, 2010 (Gov. Msg. No. 323); and

CHRISTINA M. PILKINGTON, term to expire June 30, 2010 (Gov. Msg. No. 324),

seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3645 (Gov. Msg. No. 329):

Senator Baker moved that Stand. Com. Rep. No. 3645 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of JULIETTE M. TULANG to the Health Planning Council, Hawaii County Subarea, term to expire June 30, 2009, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3646 (Gov. Msg. No. 339):

Senator Baker moved that Stand. Com. Rep. No. 3646 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of GLENN ALBERT WEBSTER to the Mental Health and Substance Abuse, Hawaii Service Area Board, term to expire June 30, 2010, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3647 (Gov. Msg. No. 325):

Senator Baker moved that Stand. Com. Rep. No. 3647 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of DAVID WILLIAM MAY to the Emergency Medical Services Advisory Committee, term to expire June 30, 2010, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3648 (Gov. Msg. No. 334):

Senator Fukunaga moved that Stand. Com. Rep. No. 3648 be received and placed on file, seconded by Senator Ige and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nomination of KIYOSHI IKEDA PH. D. to the Hawaii Historic Places Review Board, term to expire June 30, 2010, seconded by Senator Ige.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3649 (Gov. Msg. Nos. 356 and 357):

By unanimous consent, action on Stand. Com. Rep. No. 3649 and Gov. Msg. Nos. 356 and 357, was deferred until Thursday, April 20, 2006.

At 12:03 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:07 o'clock p.m.

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM TUESDAY, APRIL 18, 2006

Stand. Com. Rep. No. 3650 (H.C.R. No. 112, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 112, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ANALYZE THE PROBABLE EFFECTS OF THE PROPOSED REGULATION OF ATHLETE AGENTS AND ASSESS WHETHER ITS ENACTMENT IS CONSISTENT WITH STATE POLICY," was adopted.

Stand. Com. Rep. No. 3653 (H.C.R. No. 34, H.D. 1, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 34, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION COMMEMORATING THE FIFTY-SECOND ANNIVERSARY OF THE DETONATION OF THE BRAVO HYDROGEN BOMB OVER BIKINI ATOLL, DECLARING MARCH 1ST AS A DAY OF REMEMBRANCE, AND REQUESTING THE UNITED STATES CONGRESS TO ENACT APPROPRIATE MEASURES TO PROVIDE FOR THE FULL HEALTH NEEDS OF THE HYDROGEN BOMB TESTS SURVIVORS AND THEIR PROGENY, PAY APPROPRIATE PROPERTY DAMAGE CLAIMS, AND PROVIDE FOR THE COSTS OF CLEANING UP NUCLEAR SITES IN THE REPUBLIC OF THE MARSHALL ISLANDS IN CONNECTION WITH HYDROGEN BOMB TESTING ON ATOLLS OF THE REPUBLIC OF THE MARSHALL ISLANDS," was adopted.

Stand. Com. Rep. No. 3654 (H.C.R. No. 274):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 274, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING STRONG SUPPORT FOR MAINTAINING PEACE IN THE ASIA-PACIFIC WITH THE UNITED NATIONS AND WITH THE SUPPORT OF ALLIES AND FRIENDS," was adopted with Senator Slom voting "No."

Stand. Com. Rep. No. 3655 (H.C.R. No. 275):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 275, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING STRONG SUPPORT FOR THE CONTINUANCE OF PERSISTENT AND SKILLFUL DIPLOMACY IN RESOLVING NUCLEAR PROLIFERATION ISSUES WITH THE ISLAMIC REPUBLIC OF IRAN BEFORE THE UNITED NATIONS SECURITY COUNCIL UPON THE REFERRAL OF THE INTERNATIONAL ATOMIC ENERGY AGENCY," was adopted with Senators Hemmings and Slom voting "No."

Stand. Com. Rep. No. 3656 (H.C.R. No. 67):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.C.R. No. 67, entitled: "HOUSE CONCURRENT RESOLUTION IN SUPPORT OF INTERNATIONAL WOMEN'S DAY AND REQUESTING THE UNITED STATES SENATE TO RATIFY THE CONVENTION ON THE ELIMINATION OF ALL FORMS OF DISCRIMINATION AGAINST WOMEN," was adopted with Senator Slom voting "No."

RE-REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

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

House Concurrent Resolution	Referred to:
No. 192, H.D. 1	Committee on Water, Land, and Agriculture
No. 277	Committee on Business and Economic Development

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 1317, S.D. 1 (H.D. 1):

Senator Hanabusa moved that the Senate reconsider its action taken on April 13, 2006, in disagreeing to the amendments proposed by the House to S.B. No. 1317, S.D. 1, seconded by Senator Taniguchi and carried.

Senator Hanabusa moved that the Senate agree to the amendments proposed by the House to S.B. No. 1317, S.D. 1, seconded by Senator Taniguchi.

Senator Hanabusa noted:

"Mr. President, S.B. No. 1317 is relating to court appointed counsel. What the House did to the bill was it removed the language limiting compensation for appeals to those made just to the Intermediate Appellate Court."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1317, S.D. 1, and S.B. No. 1317, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURT APPOINTED COUNSEL," was placed on the calendar for Final Reading on Thursday, April 20, 2006.

At 12:11 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:14 o'clock p.m.

S.B. No. 1512, S.D. 1 (H.D. 3):

The President discharged the managers who were appointed on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 1512, S.D. 1.

At 12:14 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:15 o'clock p.m.

Senator Baker moved that the Senate reconsider its action taken on April 13, 2006, in disagreeing to the amendments proposed by the House to S.B. No. 1512, S.D. 1, seconded by Senator Chun Oakland and carried.

Senator Baker moved that the Senate agree to the amendments proposed by the House to S.B. No. 1512, S.D. 1, seconded by Senator Chun Oakland.

Senator Baker noted:

“Mr. President, the House made some technical nonsubstantive amendments as well as some clarifying and perfecting amendments that the proponents of this measure all support.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1512, S.D. 1, and S.B. No. 1512, S.D. 1, H.D. 3, entitled: “A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE FATALITY REVIEW,” was placed on the calendar for Final Reading on Thursday, April 20, 2006.

S.B. No. 2166, S.D. 2 (H.D. 3):

Senator Chun Oakland moved that the Senate reconsider its action taken on April 13, 2006, in disagreeing to the amendments proposed by the House to S.B. No. 2166, S.D. 2, seconded by Senator Baker and carried.

Senator Chun Oakland moved that the Senate agree to the amendments proposed by the House to S.B. No. 2166, S.D. 2, seconded by Senator Baker.

Senator Chun Oakland noted:

“Mr. President, the House was able to make amendments that reflect the consensus of all the proponents of this measure as well as to address the concerns of those who had original concerns.

“Thank you.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2166, S.D. 2, and S.B. No. 2166, S.D. 2, H.D. 3, entitled: “A BILL FOR AN ACT RELATING TO MINORS,” was placed on the calendar for Final Reading on Thursday, April 20, 2006.

S.B. No. 2255, S.D. 1 (H.D. 1):

The President discharged the managers who were appointed on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 2255, S.D. 1.

Senator Hanabusa moved that the Senate reconsider its action taken on March 30, 2006, in disagreeing to the amendments proposed by the House to S.B. No. 2255, S.D. 1, seconded by Senator Hee and carried.

Senator Hanabusa moved that the Senate agree to the amendments proposed by the House to S.B. No. 2255, S.D. 1, seconded by Senator Hee.

Senator Hanabusa noted:

“Mr. President, S.B. No. 2255, S.D. 1, is relating to time limitation. It adds crimes that include deception as an element to those crimes which the date of discovery is used to calculate the time limitations.

“The House amended the bill by inserting the savings clause and making technical, nonsubstantive amendments for clarity and style.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2255, S.D. 1, and S.B. No. 2255, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TIME LIMITATIONS,” was placed on the calendar for Final Reading on Thursday, April 20, 2006.

S.B. No. 2597 (H.D. 1):

Senator Hanabusa moved that the Senate reconsider its action taken on April 11, 2006, in disagreeing to the amendments proposed by the House to S.B. No. 2597, seconded by Senator Hee and carried.

Senator Hanabusa moved that the Senate agree to the amendments proposed by the House to S.B. No. 2597, seconded by Senator Hee.

Senator Hanabusa noted:

“Mr. President, S.B. No. 2597, H.D. 1, is relating to appellate jurisdiction. The House amended the bill by changing the effective date to the effective date of Sections 1-82 of Act 202 of the Session Laws of Hawaii 2004.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2597, and S.B. No. 2597, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO APPELLATE JURISDICTION,” was placed on the calendar for Final Reading on Thursday, April 20, 2006.

S.B. No. 2599 (H.D. 1):

Senator Hanabusa moved that the Senate reconsider its action taken on April 11, 2006, in disagreeing to the amendments proposed by the House to S.B. No. 2599, seconded by Senator Hee and carried.

Senator Hanabusa moved that the Senate agree to the amendments proposed by the House to S.B. No. 2599, seconded by Senator Hee.

Senator Hanabusa noted:

“Mr. President, what the House did is the same thing it did to the prior bill which was to make consistent the effective dates on all of these bills relating to the Intermediate Court of Appeals restructuring.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2599, and S.B. No. 2599, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO APPEALS,” was placed on the calendar for Final Reading on Thursday, April 20, 2006.

S.B. No. 2603, S.D. 1 (H.D. 1):

The President discharged the managers who were appointed on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 2603, S.D. 1.

Senator Hanabusa moved that the Senate reconsider its action taken on March 30, 2006, in disagreeing to the

amendments proposed by the House to S.B. No. 2603, S.D. 1, seconded by Senator Hee and carried.

Senator Hanabusa moved that the Senate agree to the amendments proposed by the House to S.B. No. 2603, S.D. 1, seconded by Senator Hee.

Senator Hanabusa noted:

“Mr. President, the House amended the bill by just making technical, nonsubstantive amendments for clarity and style and consistency.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2603, S.D. 1, and S.B. No. 2603, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE,” was placed on the calendar for Final Reading on Thursday, April 20, 2006.

S.B. No. 2606 (H.D. 1):

Senator Hanabusa moved that the Senate reconsider its action taken on April 6, 2006, in disagreeing to the amendments proposed by the House to S.B. No. 2606, seconded by Senator Taniguchi and carried.

Senator Hanabusa moved that the Senate agree to the amendments proposed by the House to S.B. No. 2606, seconded by Senator Taniguchi.

Senator Hanabusa noted:

“Mr. President, S.B. No. 2606 relates to bail. The House amended the bill by providing that bail money that has been declared forfeited and that remains unclaimed for at least two years after final disposition of the case shall be presumed abandoned under the Uniform Unclaimed Property Act and specifying that the bill applies to all bail money held at the time of the inaction or anytime thereafter.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2606, and S.B. No. 2606, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO BAIL,” was placed on the calendar for Final Reading on Thursday, April 20, 2006.

S.B. No. 2607, S.D. 1 (H.D. 1):

Senator Hanabusa moved that the Senate reconsider its action taken on April 11, 2006, in disagreeing to the amendments proposed by the House to S.B. No. 2607, S.D. 1, seconded by Senator Hee and carried.

Senator Hanabusa moved that the Senate agree to the amendments proposed by the House to S.B. No. 2607, S.D. 1, seconded by Senator Hee.

Senator Hanabusa noted:

“Mr. President, S.B. No. 2607, S.D. 1, is relating to transfer of appeals. The House amended this bill by clarifying that a denial of an application of permissive transfer shall not prejudice a later application for a writ of certiorari, and changing the effective date as we’ve mentioned earlier to be consistent with all other effective dates for the Intermediate Court of Appeals matters.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2607, S.D. 1, and S.B. No. 2607, S.D. 1, H.D. 1, entitled: “A

BILL FOR AN ACT RELATING TO TRANSFER OF APPEALS,” was placed on the calendar for Final Reading on Thursday, April 20, 2006.

Senator Sakamoto, Chair of the Committee on Education and Military Affairs, requested that the joint referral of H.C.R. No. 27 to the Committee on Education and Military Affairs and the Committee on Energy, Environment, and International Affairs be waived.

Senator Sakamoto noted:

“Mr. President, the waiver for H.C.R. No. 27, H.D. 1, is due to our time limitations.”

The Chair then granted the waiver.

By unanimous consent, the following concurrent resolution was placed on the calendar for Adoption on Thursday, April 20, 2006:

H.C.R. No. 27, H.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES, THE UNITED STATES DEPARTMENT OF DEFENSE, THE UNITED STATES CONGRESS, THE PRIME MINISTER OF JAPAN, THE JAPAN DEFENSE AGENCY, AND THE NATIONAL DIET OF JAPAN TO TAKE ACTION TO REDUCE THE UNITED STATES MILITARY PRESENCE IN OKINAWA.”

At this time, Senator Baker, on behalf of the Senate, extended happy birthday wishes to Senator Ihara.

APPOINTMENT AND DISCHARGE OF CONFEREES

S.B. No. 743, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 743, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Hanabusa, co-chair; Sakamoto, Hogue as managers on the part of the Senate at such conference.

S.B. No. 744, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 744, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Hanabusa, co-chair; Hogue as managers on the part of the Senate at such conference.

S.B. No. 1223, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1223, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Hogue as managers on the part of the Senate at such conference.

S.B. No. 1512, S.D. 1 (H.D. 3):

The President discharged Senators Baker, chair; Chun Oakland, Hanabusa, co-chairs; Fukunaga, Whalen as managers on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 1512, S.D. 1.

S.B. No. 2143, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2143, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Baker, Slom as managers on the part of the Senate at such conference.

S.B. No. 2193, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2193, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Ige, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2248, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2248, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Hanabusa, Taniguchi, co-chairs; Hogue as managers on the part of the Senate at such conference.

S.B. No. 2255, S.D. 1 (H.D. 1):

The President discharged Senators Hanabusa, chair; Chun Oakland, Whalen as managers on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 2255, S.D. 1.

S.B. No. 2283, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2283, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Espero, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2298, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2298, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Espero as managers on the part of the Senate at such conference.

S.B. No. 2499, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2499, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Espero, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2603, S.D. 1 (H.D. 1):

The President discharged Senators Hanabusa, chair; English, Whalen as managers on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 2603, S.D. 1.

S.B. No. 2762, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2762, S.D. 1, and the request for a conference on the subject matter thereof,

the President appointed Senators Menor, chair; Baker, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2774, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2774, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kokubun, co-chair; Espero, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2913, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2913, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Espero as managers on the part of the Senate at such conference.

S.B. No. 2917 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2917, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Baker, Espero, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2957, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2957, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Menor, Taniguchi, co-chairs; Espero, Kokubun, Whalen as managers on the part of the Senate at such conference.

S.B. No. 3000, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3000, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Ige, co-chair; Espero, Hogue as managers on the part of the Senate at such conference.

S.B. No. 3065, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3065, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Baker, Hogue as managers on the part of the Senate at such conference.

S.B. No. 3072, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3072, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Menor, co-chair; Slom as managers on the part of the Senate at such conference.

S.B. No. 3105, S.D. 2 (H.D. 2):

The President appointed Senator Espero as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 3105, S.D. 2.

S.B. No. 3181, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3181, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Menor, Taniguchi, co-chairs; Espero, Hogue as managers on the part of the Senate at such conference.

S.B. No. 3185, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3185, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Menor, co-chair; Espero, Whalen as managers on the part of the Senate at such conference.

H.B. No. 1935, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1935, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Espero, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1948, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1948, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Menor, Taniguchi, co-chairs; Espero, Tsutsui, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1968, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1968, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Espero, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1977, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1977, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Hanabusa, co-chair; Whalen as managers on the part of the Senate at such conference.

H.B. No. 2175, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2175, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Menor, Taniguchi, co-chairs; Espero, Kokubun, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2315 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2315, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Baker, Hogue as managers on the part of the Senate at such conference.

H.B. No. 2319, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2319, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Baker, Hogue as managers on the part of the Senate at such conference.

H.B. No. 2619 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2619, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Menor, Taniguchi, co-chairs; Espero, Ige, Tsutsui, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2692, H.D. 1 (S.D. 1):

The President discharged Senator Inouye as a co-chair and appointed Senator Espero as a co-chair on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 2692, H.D. 1.

H.B. No. 2964, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2964, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kokubun, Taniguchi, co-chairs; Espero, Hogue as managers on the part of the Senate at such conference.

H.B. No. 3067, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 3067, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Kokubun, Taniguchi, co-chairs; Baker, Hogue as managers on the part of the Senate at such conference.

H.B. No. 3100, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 3100, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Espero, Hogue as managers on the part of the Senate at such conference.

H.B. No. 3225, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 3225, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Espero, Hogue as managers on the part of the Senate at such conference.

ADJOURNMENT

At 12:24 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, April 20, 2006.

FIFTY-SECOND DAY

Thursday, April 20, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:52 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 with the exception of Senator Kanno who was excused.

The President announced that he had read and approved the Journal of the Fifty-First Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 493 to 525) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 493, submitting for consideration and confirmation to the Hawaii Community Development Authority (HCDA), the nomination of C. SCOTT BRADLEY, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 494, submitting for consideration and confirmation to the Emergency Medical Services Advisory Committee, the nomination of SHAUNA V. TUOHY, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 495, submitting for consideration and confirmation to the State Highway Safety Council, the nomination of RON J. FLEET, term to expire June 30, 2010, was referred to the Committee on Transportation and Government Operations.

Gov. Msg. No. 496, submitting for consideration and confirmation to the State Highway Safety Council, the nomination of RICHARD E. VELAZQUEZ, term to expire June 30, 2010, was referred to the Committee on Transportation and Government Operations.

Gov. Msg. No. 497, submitting for consideration and confirmation to the Hawaii Historic Places Review Board, the nomination of WILLIAM DONALD SOUZA, term to expire June 30, 2010, was referred to the Committee on Media, Arts, Science and Technology.

Gov. Msg. No. 498, submitting for consideration and confirmation to the Hawaii Housing Finance and Development Administration (HFD), the nomination of CHARLES G. KING, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 499, submitting for consideration and confirmation to the Hawaii Housing Finance and Development Administration (HFD), the nomination of BETTY LOU LARSON, term to expire June 30, 2009, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 500, submitting for consideration and confirmation to the Hawaii Housing Finance and Development Administration (HFD), the nomination of DAVID LAWRENCE, term to expire June 30, 2008, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 501, submitting for consideration and confirmation to the Hawaii Housing Finance and Development Administration (HFD), the nomination of ELIZABETH W. MEYERSON, term to expire June 30, 2009, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 502, submitting for consideration and confirmation to the Hawaii Housing Finance and Development Administration (HFD), the nomination of CHARLES A. STED, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 503, submitting for consideration and confirmation to the Island Burial Council, Island of Hawaii, the nomination of ULULANI K. SHERLOCK, term to expire June 30, 2010, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 504, submitting for consideration and confirmation to the Island Burial Council, Islands of Maui and Lanai, the nomination of CHARLES KAULUWEHI MAXWELL SR., term to expire June 30, 2010, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 505, submitting for consideration and confirmation to the Board of Massage Therapy, the nomination of RHONDA C. SCOTT, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 506, submitting for consideration and confirmation to the Medical Advisory Board, the nomination of EUGENE A.H. MAGNIER M.D., term to expire June 30, 2010, was referred to the Committee on Transportation and Government Operations.

Gov. Msg. No. 507, submitting for consideration and confirmation to the Medical Advisory Board, the nomination of LEO MAHER MD, MHA, FAAN, term to expire June 30, 2006, was referred to the Committee on Transportation and Government Operations.

Gov. Msg. No. 508, submitting for consideration and confirmation to the Medical Advisory Board, the nomination of LEO MAHER MD, MHA, FAAN, term to expire June 30, 2010, was referred to the Committee on Transportation and Government Operations.

Gov. Msg. No. 509, submitting for consideration and confirmation to the Hawaii Commission for National and Community Service, the nomination of STACY STAN KAWAI HIGA, term to expire June 30, 2010, was referred to the Committee on Higher Education.

Gov. Msg. No. 510, submitting for consideration and confirmation to the Hawaii Commission for National and Community Service, the nomination of BRYSEN CRAIG POULTON, term to expire June 30, 2010, was referred to the Committee on Higher Education.

Gov. Msg. No. 511, submitting for consideration and confirmation to the Board of Directors of the Natural Energy Laboratory of Hawaii Authority, the nomination of JOHN DELONG, term to expire June 30, 2007, was referred to the Committee on Energy, Environment, and International Affairs.

Gov. Msg. No. 512, submitting for consideration and confirmation to the Procurement Policy Board, the nomination

of LESLIE S. CHINEN, term to expire June 30, 2009, was referred to the Committee on Transportation and Government Operations.

Gov. Msg. No. 513, submitting for consideration and confirmation to the Procurement Policy Board, the nomination of DARYLE ANN HORRN, BSN, CWS, term to expire June 30, 2009, was referred to the Committee on Transportation and Government Operations.

Gov. Msg. No. 514, submitting for consideration and confirmation to the Hawaii Public Housing Administration (PHA), the nomination of CAROL R. IGNACIO, term to expire June 30, 2009, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 515, submitting for consideration and confirmation to the Hawaii Public Housing Administration (PHA), the nomination of LINDA L. SMITH, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 516, submitting for consideration and confirmation to the Hawaii Public Housing Administration (PHA), the nomination of MATTIE A. YOSHIOKA, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Housing.

Gov. Msg. No. 517, submitting for consideration and confirmation to the Board of Registration of the Islands of Maui, Molokai, Lanai, and Kahoolawe, the nomination of ANDREW MUTSUO HIROSE, term to expire June 30, 2007, was referred to the Committee on Judiciary and Hawaiian Affairs.

Gov. Msg. No. 518, submitting for consideration and confirmation to the Small Business Regulatory Review Board, the nomination of RICHARD SCHNITZLER, term to expire June 30, 2010, was referred to the Committee on Business and Economic Development.

Gov. Msg. No. 519, submitting for consideration and confirmation to the Small Business Regulatory Review Board, the nomination of RICHARD SCHNITZLER, term to expire June 30, 2006, was referred to the Committee on Business and Economic Development.

Gov. Msg. No. 520, submitting for consideration and confirmation to the Tax Review Commission, the nomination of MELANIE KING, term to expire adjournment sine die 2007, was referred to the Committee on Ways and Means.

Gov. Msg. No. 521, informing the Senate that on April 19, 2006, she signed into law Senate Bill No. 2018 as Act 9, entitled: "RELATING TO PUBLIC UTILITIES," was placed on file.

Gov. Msg. No. 522, dated April 19, 2006, transmitting her statement of objections to Senate Bill No. 3008 which she has returned to the Senate without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 19, 2006

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 3008

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 3008, entitled 'A Bill for an Act Relating to Public Work Projects.'

This bill is objectionable because it would require the State to cite a contractor for each individual construction project for which work is performed, no matter how minor the infraction and whether the violation was committed knowingly or not. If violations were discovered in one investigation involving multiple construction projects, the contractor would receive multiple citations.

Upon the receipt of a third violation, a contractor would be precluded from performing any new public work construction for a three-year period. Considering the complexity of the law and the difficulties it poses for a contractor to successfully navigate, this result is too harsh. This rigid violation structure fails to take into account the severity of the violations found and the willfulness of the contractor in committing the violation.

The mandatory, progressive penalty structure in current law allows firms to correct errors as soon as they are identified and ensures that the Department of Labor and Industrial Relations is able to work with affected contractors to provide fair wages pursuant to the wage schedules, benefit formula and applicable overtime rules in place.

The changing of the manner of issuing violations from one based on investigations to one based on projects will likely result in potential litigation. Further, the number of firms bidding on and accepting State and county projects is likely to diminish if the rigid penalty structure imposed by this bill is enacted.

Diminishing the number of firms that can bid on State and county projects, and passing measures that further discourage qualified firms from bidding, will inevitably result in higher costs for public works projects. This will adversely impact the State's ability to fund and execute construction and repair of schools, highways, parks, harbors, and the entire spectrum of public facilities operated by the State of Hawaii. It will also negatively impact the ability of the counties to repair and rebuild our sewer systems, upgrade wastewater treatment plants, expand police and fire facilities and similar local government structures.

To avoid the adverse effects on government contracting and critical public works projects that would likely occur, the finding of a violation should continue to be based on the investigation conducted rather than on individual projects as contemplated by this bill.

For the foregoing reasons, I am returning Senate Bill No. 3008 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii,"

was placed on file.

Gov. Msg. No. 523, letter dated April 13, 2006, in accordance with Section 9, Article VII of the Constitution of the State of Hawaii, amending her March 17, 2006, request for

immediate consideration and passage of H.B. No. 970 to incorporate additional emergency funding totaling \$3,169,257 in general funds, \$29,300,000 in state highway special funds, and \$17,450,000 in general obligation bond funds, and a reduction of \$2,700,000 in federal funds for the Department of Agriculture, the Department of Land and Natural Resources, and the Department of Transportation, was placed on file.

Gov. Msg. No. 524, letter dated April 18, 2006, requesting to amend S.B. No. 2339, S.D. 2, H.D. 1, to add emergency funding in the amount of \$2,356,497 in general funds to pay for Hawaii National Guard helicopter medical transport services, was placed on file.

Gov. Msg. No. 525, submitting for consideration and confirmation to the Board of Directors of the Hawaii Hurricane Relief Fund, the nomination of LIONEL Y. TOKIOKA, term to expire June 30, 2009, was referred to the Committee on Commerce, Consumer Protection and Housing.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 768 to 770) were read by the Clerk and were placed on file:

Hse. Com. No. 768, informing the Senate that the Speaker on April 19, 2006, made the following changes to the conferees on the following bills:

H.B. No. 2043, H.D. 2 (S.D. 3):

Added Representative Green as a manager.

S.B. No. 2961, S.D. 1 (H.D. 1):

Added Representatives Green and Yamane as managers.

S.B. No. 3262, S.D. 1 (H.D. 1):

Added Representative Green as a manager.

Hse. Com. No. 769, informing the Senate that the Speaker on April 19, 2006, made the following change to the conferees on the following bill:

H.B. No. 3016, H.D. 1 (S.D. 1):

Added Representative Stevens as a manager.

Hse. Com. No. 770, informing the Senate that the Speaker on April 19, 2006, appointed Representatives Morita, Herkes, Evans, co-chairs, Pine as managers on the part of the House for the consideration of amendments proposed by the Senate to H.B. No. 1021, H.D. 2 (S.D. 2).

CONFERENCE COMMITTEE REPORT

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2609, S.D. 1, presented a report (Conf. Com. Rep. No. 4-06) recommending that S.B. No. 2609, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 4-06 and S.B. No. 2609, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WRIT OF CERTIORARI," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 3685) recommending that H.C.R. No. 262, H.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3685 and H.C.R. No. 262, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU TO INSTALL A LIGHTED CROSSWALK ON KAMEHAMEHA HIGHWAY IN KANEOHE, OAHU, AT THE CROSSWALK BETWEEN LILIPUNA ROAD AND MEHANA STREET AND TO ESTABLISH A MARKED CROSSWALK ON KEOLU DRIVE NEAR KAELEPULU ELEMENTARY SCHOOL," was deferred until Friday, April 21, 2006.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3686) recommending that H.C.R. No. 12, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3686 and H.C.R. No. 12, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK FEDERAL FUNDING TO BE USED FOR PROGRAMS AND MEASURES INTENDED TO PREVENT AND FIGHT AGAINST INVASIVE SPECIES IN HAWAII," was deferred until Friday, April 21, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3687) recommending that H.C.R. No. 30, H.D. 1, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3687 and H.C.R. No. 30, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO IMMEDIATELY RESCIND BOTH ITS REQUEST FOR PROPOSALS AND ANY CONTRACT OR AGREEMENT AWARDED, OR COMMITMENT MADE, TO ALEXANDER & BALDWIN PROPERTIES, INC. FOR THE DEVELOPMENT OF KAKAAKO MAKAI," was deferred until Friday, April 21, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3688) recommending that H.C.R. No. 98, H.D. 1, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3688 and H.C.R. No. 98, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO PREPARE A PLAN TO REDUCE THE STATEWIDE FERAL PIG POPULATION," was deferred until Friday, April 21, 2006.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3689) recommending that H.C.R. No. 155, H.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3689 and H.C.R. No. 155, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE COUNTY OF MAUI, WITH THE ASSISTANCE OF THE

DEPARTMENT OF LAND AND NATURAL RESOURCES, TO DETERMINE THE FEASIBILITY OF REDEVELOPING THE OLD NAHIKU SCHOOL SITE AND MAKING IT AVAILABLE AS A COMMUNITY FACILITY," was deferred until Friday, April 21, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3690) recommending that H.C.R. No. 164, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3690 and H.C.R. No. 164, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONSULT WITH HAWAIIAN CIVIC ORGANIZATIONS BEFORE SELECTING ANY COMMERCIAL VENDORS AT THE NU'UANU PALI LOOKOUT ON THE ISLAND OF OAHU," was deferred until Friday, April 21, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3691) recommending that H.C.R. No. 249 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3691 and H.C.R. No. 249, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REEVALUATE THE BOUNDARIES OF THE HILO BAY RECREATIONAL THRILL CRAFT ZONE," was deferred until Friday, April 21, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3692) recommending that H.C.R. No. 84 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3692 and H.C.R. No. 84, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW THE AVAILABLE SCIENTIFIC RESEARCH ON DECBROMODIPHENYL ETHER AND ASSESS THE AVAILABILITY OF SAFER, EFFECTIVE, AND TECHNICALLY FEASIBLE FLAME RETARDANTS THAT CAN BE USED IN ITS PLACE," was deferred until Friday, April 21, 2006.

Senators Baker and Ige, for the Committee on Health and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3693) recommending that H.C.R. No. 76, H.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3693 and H.C.R. No. 76, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REPORT ON THE STATUS OF ITS LITIGATION AGAINST WASTE MANAGEMENT OF HAWAII, INC. AND THE CITY AND COUNTY OF HONOLULU AND REPORT ON HOW THE DEPARTMENT OF HEALTH CONDUCTS HEALTH SURVEILLANCES RELATED TO ENVIRONMENTAL FACTORS, SUCH AS LANDFILLS AND INFECTIOUS DISEASE, AND HOW THE DIVISIONS OF THE DEPARTMENT OF HEALTH WORK TOGETHER TO SHARE INFORMATION AND DETERMINE ANY ACTIONS TO BE TAKEN," was deferred until Friday, April 21, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3694) recommending that H.C.R. No. 88, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3694 and H.C.R. No. 88, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO DEVELOP A TRAUMA SYSTEM PLAN FOR HAWAII," was deferred until Friday, April 21, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3695) recommending that H.C.R. No. 197, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3695 and H.C.R. No. 197, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING LEAHI HOSPITAL TO DEVELOP A MASTER PLAN AND FINANCIAL FEASIBILITY REPORT FOR ITS EXISTING CAMPUS THAT WILL TAKE ADVANTAGE OF ITS UNIQUE LOCATION AND RELATIONSHIPS IN EAST HONOLULU," was deferred until Friday, April 21, 2006.

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 3696) recommending that H.C.R. No. 290, H.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3696 and H.C.R. No. 290, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO CONVENE A FOCUS GROUP WITH OTHER STAKEHOLDERS TO ASSESS YEARLY SERVICE DELIVERY NEEDS AND LONG-TERM STRATEGIC PLANNING FOR KUPUNA CARE," was deferred until Friday, April 21, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3697) recommending that H.C.R. No. 226, H.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3697 and H.C.R. No. 226, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A WORKING GROUP TO DETERMINE FAMILY PLANNING FUNDING NEEDS FOR LEGISLATIVE CONSIDERATION IN THE STATE'S FISCAL BIENNIAL 2007-2009 BUDGET," was deferred until Friday, April 21, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3698) recommending that the Senate advise and consent to the nomination of RICHARD CHARLES JACKSON to the Mental Health and Substance Abuse, Oahu Service Area Board, in accordance with Gov. Msg. No. 341.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3698 and Gov. Msg. No. 341 was deferred until Friday, April 21, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3699) recommending that H.C.R. No. 47 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3699 and H.C.R. No. 47, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO SUPPORT IMPROVING THE QUALITY OF THE NATION'S PUBLIC SCHOOLS BY SUBSTANTIALLY INCREASING EDUCATION FUNDING," was deferred until Friday, April 21, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3700) recommending that H.C.R. No. 49, H.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3700 and H.C.R. No. 49, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES SECRETARY OF THE NAVY TO PROVIDE RENT RELIEF TO THE USS BOWFIN SUBMARINE MUSEUM AND PARK AND USS MISSOURI MEMORIAL," was deferred until Friday, April 21, 2006.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 3701) recommending that H.C.R. No. 120 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3701 and H.C.R. No. 120, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE BUSH ADMINISTRATION AND THE UNITED STATES CONGRESS TO FULLY RESTORE THE BUDGET CUTS TO THE EQUIPMENT AND PERSONNEL BUDGET OF THE ARMY NATIONAL GUARD AND AIR NATIONAL GUARD OF THE UNITED STATES," was deferred until Friday, April 21, 2006.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 3702) recommending that H.C.R. No. 312, H.D. 1, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3702 and H.C.R. No. 312, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII INSTITUTE FOR HUMAN RIGHTS TO CONVENE A WORKING GROUP TO EXAMINE AND MAKE RECOMMENDATIONS REGARDING UNITED NATIONS' HUMAN RIGHTS INSTRUMENTS FOR ADOPTION BY THE STATE OF HAWAII," was deferred until Friday, April 21, 2006.

Senators Ige and Inouye, for the Committee on Intergovernmental Affairs and the Committee on Transportation and Government Operations, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 3703) recommending that H.C.R. No. 86 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3703 and H.C.R. No. 86, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO INCLUDE IN ITS TRANSPORTATION PLAN FOR A LIGHT-RAIL TRANSIT SYSTEM AN ADDITIONAL SPUR LINE TO MILILANI," was deferred until Friday, April 21, 2006.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3704), recommending that H.C.R. No. 72, H.D. 1, 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 H.C.R. No. 72, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES, ADULT FOSTER HOME ASSOCIATION, AND CASE MANAGEMENT COUNCIL TO WORK TOGETHER TO CLEARLY DEFINE AND RECOMMEND THE THREE DISTINCT COMPONENTS OF THE RESIDENTIAL ALTERNATIVES COMMUNITY CARE FOSTER FAMILY HOMES SERVICE ARRAY AND THEIR MODE OF SERVICE DELIVERY, FOR INCLUSION IN THE DEPARTMENT OF HUMAN SERVICES QUEST

EXPANDED ACCESS REQUEST FOR PROPOSAL," was referred to the Committee on Ways and Means.

ORDER OF THE DAY

ADVISE AND CONSENT

MATTER DEFERRED FROM WEDNESDAY, APRIL 19, 2006

Stand. Com. Rep. No. 3649 (Gov. Msg. Nos. 356 and 357):

Senator Kim moved that Stand. Com. Rep. No. 3649 be received and placed on file, seconded by Senator Nishihara and carried.

Senator Kim then moved that the Senate advise and consent to the nominations to the Board of Directors of the Hawaii Tourism Authority of the following:

VERNON FOOK LEONG CHAR, term to expire June 30, 2010 (Gov. Msg. No. 356); and

KAWAIKAPUOKALANI K. HEWETT, term to expire June 30, 2010 (Gov. Msg. No. 357),

seconded by Senator Nishihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

FINAL READING

S.B. No. 1317, S.D. 1, H.D. 1:

On motion by Senator Hanabusa, seconded by Senator Taniguchi and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1317, S.D. 1, and S.B. No. 1317, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURT APPOINTED COUNSEL," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 1512, S.D. 1, H.D. 3:

On motion by Senator Baker, seconded by Senator Chun Oakland and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1512, S.D. 1, and S.B. No. 1512, S.D. 1, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE FATALITY REVIEW," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 2166, S.D. 2, H.D. 3:

Senator Chun Oakland moved that S.B. No. 2166, S.D. 2, H.D. 3, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Slom rose in opposition to the measure and said:

"Mr. President, I rise in very strong opposition to this bill.

"This bill started out as bill that was going to help take care of minors, help them with their medical needs and so forth, but

again what we've seen during this Session, Mr. President, is this becomes an expansion of the abortion tourism movement. The whole purpose of the amendments to this bill in the present condition right now is to add abortion and take away the requirement for a physician, a medical doctor and allowing instead a licensed health provider or care practitioner.

"You know, we had a lot of discussion a couple years ago on the bill about age of consent. This Legislature passed the bill unanimously. The Governor at that time then vetoed the bill, and for the first time, a Democrat Governor's veto was overturned by this Legislature because the community and this Legislature felt so strongly about age of consent and particularly moving it from 14 to 16.

"In this bill we are now moving backwards and we're saying that while we have an age of consent, as long as it comes to abortion, we can waive that age of consent. Further than that, we can waive parental notice. Further than that, we can make sure that the healthcare providers are put on notice that they can tap into the financial resources and insurance of the parents without the parents even knowing it. Further than that, we're saying that just in case any damage is done to the minor child that the parent never had an opportunity to discuss or to know about, too bad, how sad, that will be the parent and the child's responsibility for the rest of their lives.

"We just had a very heartwarming prayer to start off this Session and we talked about the keiki o ka aina. What is this bill saying, what is this Legislature saying to pass such a measure? We're not protecting the keiki and we're not protecting the keiki's keiki. Who in fact are we protecting? It seems to me the only people we're protecting are those that have a direct and financial interest in the abortion process, particularly groups like Planned Parenthood, who should be renamed Planned Abortionhood because that's their number one priority and agenda.

"If we were truly concerned about taking care of the problems that an underage child has in obtaining medical services, we could do that. But it is very clear, once again, that the sole focus and emphasis on this piece of legislation is to make abortion easier for more people and to cut out the parent's knowledge and responsibility.

"I find this totally despicable! Thank you."

Senator Baker rose to support the measure as follows:

"Mr. President, I rise to support this measure.

"It's unfortunate that the previous speaker is so focused on only one issue that he fails to recognize the real intent behind this bill. This bill is not to offer Planned Parenthood anymore business. It's not to focus on his limited agenda. Rather, it is to allow a minor who is not in the custody of an adult, is not under their supervision, is actually on their own to have access to appropriate and needed medical services.

"This language represented in the H.D. 3 that we are considering this morning is consensus language of people that deal with runaway youth, that deal with street youth. It's an attempt to try to address a very vulnerable segment in our population that without this will not have access to healthcare.

"It's a good bill. I urge my colleagues to vote in favor."

Senator Hemmings rose in opposition and said:

"Mr. President, I wish to rebut the previous speaker and put the truth on the table so that you can make an informed decision.

"This bill does not allegedly protect the rights of children that do not have parental supervision or care. This affects all minors, including, as I might mention, the good Senator from Hawaii Kai said we prayed for our children. This preempts our ability, our rights as parents to have a horrendous procedure done on our child without our knowledge.

"This bill is a travesty – a travesty! This isn't about women's choice. This is about children. These aren't women. It is absolutely ludicrous.

"This bill also codifies deceit. And if you look in Section 5, Subsection b, it says that the minor does not want the Medicare plan to disclose information regarding the claim to the spouse, parent, custodian or guardian, but they want the insurance company to pay for it. It goes on to say the plan may require that a request for confidential communication be made in writing and contain a statement that disclosure of all or part of the claim to which the request pertains could endanger the minor. In other words, the minor can solicit the care provider, who doesn't necessarily have to be a doctor, to aid them in deceiving parents through the healthcare insurer. What a wonderful message we're sending to the young people of Hawaii.

"I resent the fact that this is supposed to be addressing the needy kids in our society. Any child anywhere can utilize this. It is deceptive to say otherwise. This legislation affects all minors.

"The other point that needs to be made in asking you to please consider what you're doing here is that the bill is so ludicrous, if it was in fact designed to assist children who have no means of their own – the abused and the homeless – it goes on to say that the financial burden of procedures like this will be assumed by the minor. Give me a break.

"This is a sad, sad day when our state is so far off the Richter scale on the liberal left on this issue that we're allowing our children to deceive their parents or those responsible for them to get an abortion. I would suggest that we get a jolt of reality and do what is right and vote this bill down. This is bad public policy. The public has spoken out loud and clear about parental consent and this does just the opposite. Please, colleagues, defer this, save it, talk about it more, but don't pass it today.

"How can we as people that are supposed to be helping our citizens stand and listen to a prayer like we heard this morning and then pass this? I'm voting 'no,' Mr. President, and I urge that on this particular legislation we vote on the issue, not along party lines. This legislation deserves all of our consideration void of partisanship.

"Thank you, Mr. President."

Senator Chun Oakland rose in support of the measure and stated:

"Mr. President, I speak in support of S.B. No. 2166, S.D. 2, H.D. 3.

"This particular measure had been discussed in the Senate. There were concerns as we moved it over to the House that it was not narrow enough for some of the service providers in terms of some of the procedures that were in our Senate draft. H.D. 3 reflects a consensus of all the organizations working with this. It includes the Waikiki Health Center, Hale Kipa,

Inc., Kaiser Permanente, Queen's Medical Center, Planned Parenthood, Hawaii Medical Association, Kapiolani Medical Center for Women, Hawaii Primary Care Association, Hawaii Youth Service Network, and representatives of the Micronesian community.

"The language that is before us is limiting. It allows medical care for only those youth who are mature enough as determined by the provider to provide informed consent. Treatment must be in the minor's best interest and the minor is also not under the care, control, or support of any responsible adult.

"Other features of the bill addresses the needs of the most vulnerable and needy youth – homeless, runaway, and unsupervised. It provides for only primary and preventive healthcare in an outpatient setting. The bill does not allow for the provision of secondary or specialty care, for example, elective cosmetic surgery. Treating at-risk minors immediately prevents chronic conditions from becoming acute. For example, untreated urinary tract infections result in kidney damage.

"Many states have adopted similar legislation based on the mature minor doctrine. Waikiki Health Center had provided primary healthcare to at-risk minors via Act 162 without any issue since 1989. Thank you."

Senator Sakamoto rose in opposition to the measure as followed:

"Mr. President, I rise in opposition to the measure.

"It's unfortunate that there are many good provisions, as the previous speaker had talked about, and there are many youth who will be helped by many good care providers. The sad thing, from my perspective, is perhaps the words it shall not include surgery or any treatment to induce abortion, words like that were stricken from what's in our statutes.

"I think many good things could have happened but as in other bills, sometimes there's a poison pill that gets put into the good pot of stew. Unfortunately, before abortion was widely available, as people know, there were procedures done by unqualified people in random places. This bill, along with the previous bill that we passed related to abortion, in my mind can slant the stainless steel table in the wrong direction to allow less healthful care to young women who really need good care. It previously allowed a physician to be in charge of such procedures. Now it's licensed healthcare provider, which means including nurses. I'm not sure who else that includes, if it's nurses' assistants and whatever.

"I think we've gone too far, at least in some parts of this bill, Mr. President, so I ask my colleagues to vote in opposition. Thank you."

Senator Whalen rose to oppose the measure as follows:

"Mr. President, I also rise in opposition.

"I won't repeat the same points that the Senator from Moanalua just mentioned, but I do find it odd that on one hand we're talking about unsupervised kids and then in the last part where it talks about pain it talks about how the minor and or the provider doesn't disclose the information to the parent or guardian. Further down in the same section it talks about the minor can arrange for information to be given to them somewhere elsewhere, I suppose, like not my house, I'm at my girlfriend's house so send it over there. And although my dad's going to pay for this, don't let him know what's going on, you know, whatever the problem is.

"I understand the original purpose of amending this bill was to take care of the homeless, but once again in our effort to try to take care of a problem, we take out the shotgun and just start shooting. This law was intentionally done to enable minors to have abortions and sexually treatable or STDs, sexually transmitted diseases, to get those taken care of. What our good intention was is that we put that into this bill and it just opens up Pandora's box about what can be done because I don't think any one of us would want to have any child, especially our own, be able to go and get medical treatment for something that we're unaware of. We want to know. I think most parents like that. There are a few exceptions.

"But on the one hand this Legislature moves from a 14-year-old can't watch someone like their younger brother in the car, to helmets for minors on mopeds, to you're not smart enough to know when you should or should not be riding in the back of a truck, and we're saying now that as long as you can make the doctor believe that you're unsupervised, you can get whatever treatment you want. I'm not talking about breast implants or tattoos, but whatever kind of treatment that's there.

"The other part that I find extremely illogical, if they're out on the street unsupervised, a 14-year-old, how in the world are they going to assume this financial obligation to pay for this and at the same time in the very next section we say that they can make a claim on the parent or guardian's insurance policy. It just doesn't fit and I don't think we should be moving in this direction to solve the problem that this was initially intended to address."

Senator Slom rose and said:

"Mr. President, Roll Call vote, please."

Senator Menor requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2166, S.D. 2, and S.B. No. 2166, S.D. 2, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO MINORS," having been read throughout, and Roll Call vote having been requested, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 16. Noes, 8 (Espero, Hemmings, Hogue, Nishihara, Sakamoto, Slom, Trimble, Whalen). Excused, 1 (Kanno).

S.B. No. 2255, S.D. 1, H.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2255, S.D. 1, and S.B. No. 2255, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TIME LIMITATIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 2597, H.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2597, and S.B. No. 2597, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO APPELLATE JURISDICTION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 2599, H.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2599, and S.B. No. 2599, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO APPEALS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 2603, S.D. 1, H.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2603, S.D. 1, and S.B. No. 2603, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 2606, H.D. 1:

Senator Hanabusa moved that S.B. No. 2606, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose in opposition to the measure and said:

"Mr. President, I rise in opposition to this bill.

"The current law says that after two years and after giving notice then any unclaimed bail money will be determined as abandoned. What this bill does is take out any requirement for notice and says that basically after two years, period, that's it. The money will be presumed abandoned and will go to the general fund. I think that there should be an effort . . . we're always talking about due process; we're always talking about notification and we're talking about other people's money. The judiciary knows that this money belongs to someone. We don't need Herculean efforts but we do need an effort to try to find the person or the family of the person who this unclaimed money belongs to. Thank you."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2606, and S.B. No. 2606, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BAIL," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 5 (Hemmings, Hogue, Nishihara, Slom, Trimble). Excused, 1 (Kanno).

S.B. No. 2607, S.D. 1, H.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2607, S.D. 1, and S.B. No. 2607, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSFER OF APPEALS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

ADVISE AND CONSENT

Stand. Com. Rep. No. 3664 (Gov. Msg. No. 340):

Senator Baker moved that Stand. Com. Rep. No. 3664 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of BRENDA K. VIADO MA, BAE, CRC to the Mental Health and Substance Abuse, Kauai Service Area Board, term to expire June 30, 2010, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3665 (Gov. Msg. Nos. 327 and 328):

Senator Hanabusa moved that Stand. Com. Rep. No. 3665 be received and placed on file, seconded by Senator Hee and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nominations to the Hawaiian Homes Commission of the following:

DONALD S.M. CHANG, term to expire June 30, 2007 (Gov. Msg. No. 327); and

FRANCIS KAHOU LUM, term to expire June 30, 2010 (Gov. Msg. No. 328),

seconded by Senator Hee.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3666 (Gov. Msg. No. 349):

Senator Hanabusa moved that Stand. Com. Rep. No. 3666 be received and placed on file, seconded by Senator Hee and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of BEVERLY JEAN WITHINGTON to the Board of Registration of the Island of Hawaii, term to expire June 30, 2010, seconded by Senator Hee.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3667 (Gov. Msg. No. 350):

Senator Hanabusa moved that Stand. Com. Rep. No. 3667 be received and placed on file, seconded by Senator Hee and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of LISA KEALA CARTER to the Board of Registration of the Island of Oahu, term to expire June 30, 2010, seconded by Senator Hee.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3668 (Gov. Msg. Nos. 368 and 369):

Senator Hanabusa moved that Stand. Com. Rep. No. 3668 be received and placed on file, seconded by Senator Hee and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of THOMAS T. WATTS to the Crime Victim Compensation Commission, terms to expire June 30, 2006, and June 30, 2010, seconded by Senator Hee.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3669 (Gov. Msg. No. 370):

Senator Hanabusa moved that Stand. Com. Rep. No. 3669 be received and placed on file, seconded by Senator Hee and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of JEFFREY ALAN HAWK to the Defender Council, term to expire June 30, 2010, seconded by Senator Hee.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3670 (Gov. Msg. No. 373):

Senator Hanabusa moved that Stand. Com. Rep. No. 3670 be received and placed on file, seconded by Senator Hee and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of DANE K. ODA to the Hawaii Paroling Authority, term to expire June 30, 2010, seconded by Senator Hee.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3671 (Gov. Msg. No. 365):

Senator Menor moved that Stand. Com. Rep. No. 3671 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of ROBERT M. LEE to the State Boxing Commission of Hawaii, term to expire June 30, 2010, seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3672 (Gov. Msg. No. 376):

Senator Menor moved that Stand. Com. Rep. No. 3672 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of JOEL C. PERALTO CPA to the State Board of Public Accountancy, term to expire June 30, 2010, seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3673 (Gov. Msg. No. 380):

Senator Menor moved that Stand. Com. Rep. No. 3673 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of RANDALL B.C. LAU to the Contractors License Board, term to expire June 30, 2010, seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3674 (Gov. Msg. No. 391):

Senator Menor moved that Stand. Com. Rep. No. 3674 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of DANIEL NELSON JR. to the Hoisting Machine Operators Advisory Board, term to expire June 30, 2010, seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3675 (Gov. Msg. No. 392):

Senator Menor moved that Stand. Com. Rep. No. 3675 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of JOY EMI SAKAMOTO to the Board of Massage Therapy, term to expire June 30, 2010, seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 3676 (Gov. Msg. No. 394):

Senator Menor moved that Stand. Com. Rep. No. 3676 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of LAURIE H.Y. KAWAMURA to

the Board of Pharmacy, term to expire June 30, 2010, seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

STANDING COMMITTEE REPORT

MATTER DEFERRED FROM WEDNESDAY, APRIL 19, 2006

Stand. Com. Rep. No. 3684 (H.C.R. No. 35, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 35, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONVENE A WORKING GROUP TO DETERMINE THE FEASIBILITY OF IMPLEMENTING PROCEDURES GOVERNING PLACEMENT OF CHILDREN IN TEMPORARY FOSTER CUSTODY WITH KIN OR NON-KIN FOSTER PARENTS," was referred to the Committee on Judiciary and Hawaiian Affairs.

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM WEDNESDAY, APRIL 19, 2006

Stand. Com. Rep. No. 3658 (H.C.R. No. 232):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 232, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE OFFICE OF HAWAIIAN AFFAIRS TO CONVENE A TASK FORCE TO CONSIDER THE MERITS OF CREATING A MONUMENT TO THE CITIZENS OF THE KINGDOM OF HAWAII IN COLLABORATION WITH HAWAIIAN ORGANIZATIONS, RESPECTED KUPUNA IN THE HAWAIIAN COMMUNITY, AND THE DEPARTMENT OF LAND AND NATURAL RESOURCES," was adopted.

Stand. Com. Rep. No. 3659 (H.C.R. No. 74):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 74, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO PROVIDE A STATUS REPORT ON THE PROGRESS OF A PLANNED CORRECTIONAL FACILITY LOCATED ON PUUNENE ON THE ISLAND OF MAUI," was adopted.

Stand. Com. Rep. No. 3660 (H.C.R. No. 119):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 119, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES PRESIDENT AND CONGRESS TO IMMEDIATELY RATIFY THE AMENDMENTS MADE TO THE HAWAIIAN HOMES COMMISSION ACT OF 1920, AS AMENDED, AS EMBODIED IN ACT 302, SESSION LAWS OF HAWAII 2001, AND TO RECOGNIZE HAWAIIAN HOMESTEAD COMMUNITY ORGANIZATIONS AS SELF-GOVERNING ADMINISTRATIVE AUTHORITIES FOR THEIR RESPECTIVE COMMUNITIES," was adopted.

Stand. Com. Rep. No. 3661 (H.C.R. No. 243):

Senator Hee moved that Stand. Com. Rep. No. 3661 and H.C.R. No. 243 be adopted, seconded by Senator Hogue.

Senator Kokubun rose and said:

"Mr. President, can I have written remarks inserted in the Journal regarding Stand. Com. Rep. No. 3661, H.C.R. No. 243. Thank you."

The Chair having so ordered, Senator Kokubun's remarks read as follows:

"Mr. President, I rise to speak in support of H.C.R. No. 243, CONDEMNING THE GENOCIDE IN WESTERN SUDAN AND URGING CONGRESS WITH THE SUPPORT OF THE PRESIDENT TO ENGAGE THE INTERNATIONAL COMMUNITY TO TAKE ACTION TO PROTECT THE PEOPLE OF DARFUR.

"Since the conflict in Darfur began in 2003, millions have been displaced, and close to 180,000 non-Arabs have been systematically killed off.

"For three years, civil war and genocide has been taking place in Sudan, and yet no direct action has been taken by the international community to put a stop to the devastation caused by the Sudanese militia. The United Nations adopted Resolution 1564 in 2004, threatening sanctions against Sudan if violence continued in Darfur. Yet, two years later, the genocide continues.

"Countless pleas from the G8 summit, the U.N. and the United Kingdom (U.K.) have expressed grave concern over the humanitarian, human rights, and political crisis in Darfur. The United States House of Representatives declared the violent acts as genocide on June 24, 2004 in House Concurrent Resolution 467, and the United States Senate introduced the companion resolution, Senate Concurrent Resolution 124, on July 13, 2004. The President of the United States, on September 9, 2004, in a press release, also declared the violence in Darfur as genocide, and the President's Press Secretary, Scott McClellan, stated in a press release issued on March 16, 2006 that:

'The situation in Sudan, and particularly in the Darfur region, remains a top priority for this administration.'

Yet, despite these declarations, President George W. Bush has remained passive in his actions to stop the genocide. Although he has released \$300 million for aid, he has refused to take substantial action to end the slaughter. Furthermore, the Bush Administration has also declined to seek a seat on the new U.N. Human Rights Council.

"As we sit here today, mass, systematic, killings of hundreds of people a day is still occurring in the region of Darfur, Sudan. For these reasons, I urge President George W. Bush to action.

"In closing, I would like to express my sincere appreciation to the Representative from Puna, Representative Helene H. Hale, Chair of the House Committee on International Affairs, for introducing this important legislation. Her dedication and commitment to human rights reflects the spirit of aloha that she has brought to this Legislature during her years as a State Representative. As the 2nd most senior State Representative in the Nation, Representative Hale's wisdom and experience has assisted her in becoming a shining example of a life-long dedication to protecting the rights of the world's citizens. As such, she has brought to our attention the urgency to end the mass killing, torture and rape that is being inflicted on our brothers and sisters in Darfur. House Concurrent Resolution

243 is an example of this great leader's pursuit of peace and justice.

"For these reasons, I urge my esteemed colleagues to support this measure. Thank you."

The motion was put by the Chair and carried, the report of the Committee was adopted and H.C.R. No. 243, entitled: "HOUSE CONCURRENT RESOLUTION CONDEMNING THE GENOCIDE IN WESTERN SUDAN AND URGING CONGRESS WITH THE SUPPORT OF THE PRESIDENT TO ENGAGE THE INTERNATIONAL COMMUNITY TO TAKE ACTION TO PROTECT THE PEOPLE OF DARFUR," was adopted.

Stand. Com. Rep. No. 3662 (H.C.R. No. 273, H.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.C.R. No. 273, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES TRADE REPRESENTATIVE TO INCLUDE A REPRESENTATIVE OF THE STATE OF HAWAII IN THE MEMBERSHIP OF THE INTERGOVERNMENTAL POLICY ADVISORY COMMITTEE ON TRADE AND DESIGNATE THIS REPRESENTATIVE AS THE SINGLE POINT OF CONTACT FOR THE STATE OF HAWAII," was adopted.

Stand. Com. Rep. No. 3663 (H.C.R. No. 82):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.C.R. No. 82, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE DEVELOPMENT OF THE FUND MANAGEMENT INDUSTRY IN HAWAII," was adopted.

Stand. Com. Rep. No. 3677 (H.C.R. No. 64):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 64, entitled: "HOUSE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT AND SECURE PASSAGE OF FEDERAL LEGISLATION ESTABLISHING A CATASTROPHIC REINSURANCE FUND TO SUPPORT STATE EFFORTS TO KEEP HOMEOWNERS' DISASTER INSURANCE AFFORDABLE," was adopted.

Stand. Com. Rep. No. 3678 (H.C.R. No. 245, H.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 245, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING DEL MONTE AND THE CAMPBELL ESTATE TO ALLOW RESIDENTS TO CONTINUE TO RESIDE AT KUNIA CAMP AT LEAST UNTIL DECEMBER 2008, TO ALLOW THE RESIDENTS TIME TO FIND HOUSING SOLUTIONS OR AFFORDABLE ALTERNATIVE HOUSING," was adopted with Senator Slom voting "No."

Stand. Com. Rep. No. 3679 (H.C.R. No. 109, H.D. 1, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.C.R. No. 109, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE PLANNED 2006 COMMEMORATION OF THE TWENTY-FIFTH ANNIVERSARY OF THE FUKUOKA AND HAWAII SISTER-STATE RELATIONSHIP," was adopted.

Stand. Com. Rep. No. 3680 (S.R. No. 161, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 161, S.D. 1, entitled: "SENATE RESOLUTION SUPPORTING SOCIAL EQUALITY FOR ALL HAWAII RESIDENTS," was adopted with Senator Slom voting "No."

Stand. Com. Rep. No. 3681 (H.C.R. No. 57):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 57, entitled: "HOUSE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT THE ENACTMENT OF LAWS THAT ASSIST HUNGRY AMERICANS," was adopted.

Stand. Com. Rep. No. 3682 (H.C.R. No. 8):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 8, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONDUCT A STUDY AND PROVIDE RECOMMENDATIONS FOR ADDRESSING THE SHORTAGE OF INFANT AND TODDLER CHILD CARE PROVIDERS, FACILITIES, AND SERVICES IN THE STATE," was adopted.

Stand. Com. Rep. No. 3683 (H.C.R. No. 41, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.C.R. No. 41, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING MARCH AS CAREGIVERS' MONTH IN HAWAII," was adopted.

ADOPTION OF RESOLUTION

H.C.R. No. 27, H.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, H.C.R. No. 27, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES, THE UNITED STATES DEPARTMENT OF DEFENSE, THE UNITED STATES CONGRESS, THE PRIME MINISTER OF JAPAN, THE JAPAN DEFENSE AGENCY, AND THE NATIONAL DIET OF JAPAN TO TAKE ACTION TO REDUCE THE UNITED STATES MILITARY PRESENCE IN OKINAWA," was adopted with Senator Slom voting "No."

REFERRAL OF A GOVERNOR'S MESSAGE

The President made the following committee assignment of a governor's message that was received on Wednesday, April 19, 2006:

Governor's Message	Referred to:
No. 473	Committee on Water, Land, and Agriculture

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 2357 (H.D. 1):

Senator English moved that the Senate reconsider its action taken on April 13, 2006, in disagreeing to the amendments proposed by the House to S.B. No. 2357, seconded by Senator Kokubun and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 2357, on the following showing of Ayes and Noes:

Ayes, 2 (English, Hanabusa). Noes, none. Excused, 1 (Kokubun).

Senator English moved that the Senate agree to the amendments proposed by the House to S.B. No. 2357, seconded by Senator Kokubun.

Senator English noted:

“Mr. President, members, this is the safe harbor agreements bill and the House wanted a five-year sunset date and we’ve agreed to that.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2357, and S.B. No. 2357, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SECTION 13 OF ACT 380, SESSION LAWS OF HAWAII 1997,” was placed on the calendar for Final Reading on Friday, April 21, 2006.

**APPOINTMENT AND DISCHARGE
OF CONFEREES**

S.B. No. 1648, S.D. 1 (H.D. 2):

The President appointed Senator Taniguchi as a co-chair on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 1648, S.D. 1.

S.B. No. 2298, S.D. 1 (H.D. 1):

The President appointed Senator Baker as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 2298, S.D. 1.

S.B. No. 2461, S.D. 1 (H.D. 1):

The President discharged Senator Baker as a member and appointed her as a co-chair on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 2461, S.D. 1.

S.B. No. 2913, S.D. 1 (H.D. 1):

The President appointed Senator Baker as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 2913, S.D. 1.

H.B. No. 1928, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1928, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Taniguchi, Inouye, Fukunaga, co-chairs; Hemmings as managers on the part of the Senate at such conference.

ADJOURNMENT

At 12:22 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., Friday, April 21, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FIFTY-THIRD DAY

Friday, April 21, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:46 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Bishop Stephen Randolph Sykes, Hawaii Inclusive Orthodox Church, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Fifty-Second Day.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 771 to 780) were read by the Clerk and were placed on file:

Hse. Com. No. 771, returning S.C.R. No. 2, S.D. 1, which was adopted by the House of Representatives on April 20, 2006.

Hse. Com. No. 772, returning S.C.R. No. 6, S.D. 1, which was adopted by the House of Representatives on April 20, 2006.

Hse. Com. No. 773, returning S.C.R. No. 43, which was adopted by the House of Representatives on April 20, 2006.

Hse. Com. No. 774, returning S.C.R. No. 47, which was adopted by the House of Representatives on April 20, 2006.

Hse. Com. No. 775, returning S.C.R. No. 95, which was adopted by the House of Representatives on April 20, 2006.

Hse. Com. No. 776, returning S.C.R. No. 108, which was adopted by the House of Representatives on April 20, 2006.

Hse. Com. No. 777, returning S.C.R. No. 144, S.D. 1, which was adopted by the House of Representatives on April 20, 2006.

Hse. Com. No. 778, returning S.C.R. No. 204, S.D. 1, which was adopted by the House of Representatives on April 20, 2006.

Hse. Com. No. 779, informing the Senate that the Speaker on April 20, 2006, appointed conferees on the part of the House for the consideration of amendments proposed by the House to the following Senate bills:

S.B. No. 1740, S.D. 1 (H.D. 1):

Representatives Takamine, chair; Kawakami, Nakasone, Moses.

S.B. No. 3185, S.D. 2 (H.D. 2):

Representatives Morita, Herkes, Takamine, co-chairs; Thielen.

Hse. Com. No. 780, informing the Senate that the Speaker on April 20, 2006, made the following changes to the conferees on the following bills:

H.B. No. 266, H.D. 1 (S.D. 2):

Added Representative Stevens as a manager.

H.B. No. 2043, H.D. 2 (S.D. 3):

Added Representative Finnegan as a manager.

S.B. No. 3084, S.D. 2 (H.D. 3):

Discharged Representative Evans as Co-Chair.
Added Representative Yamashita as Co-Chair.

S.B. No. 3105, S.D. 2 (H.D. 2):

Discharged Representative Kawakami as Co-Chair.
Added Representative Takamine as Co-Chair.

STANDING COMMITTEE REPORTS

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3705) recommending that H.C.R. No. 53 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3705 and H.C.R. No. 53, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND THE COUNTY FIRE CHIEFS TO COLLABORATE AND COOPERATE TO REACH A MUTUALLY AGREEABLE SOLUTION OVER FIRE INSPECTION RESPONSIBILITIES AT THE HONOLULU INTERNATIONAL AIRPORT AND OTHER STATE AIRPORTS," was deferred until Monday, April 24, 2006.

Senators Inouye and Ige, for the Committee on Transportation and Government Operations and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3706) recommending that H.C.R. No. 204 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3706 and H.C.R. No. 204, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE AND THE COUNTIES TO PRIORITIZE EXPENDITURE OF FEDERAL HOMELAND SECURITY FUNDS ON INTEROPERABLE COMMUNICATIONS SYSTEMS," was deferred until Monday, April 24, 2006.

Senator Espero, for the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 3707) recommending that H.C.R. No. 196 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3707 and H.C.R. No. 196, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE CONCEPT OF A PUBLIC-PRIVATE JOINT VENTURE TO DEVELOP A NEW ADVANCED SIMULATOR AIRLINE TRAINING FACILITY IN HAWAII," was deferred until Monday, April 24, 2006.

Senator Espero, for the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 3708) recommending that H.C.R. No. 205 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3708 and H.C.R. No. 205, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO REVIEW PROPOSED PLANS AND EXISTING AND ANTICIPATED APPROPRIATION REQUESTS OF THE STADIUM AUTHORITY AND THE GOVERNOR FOR THE REPAIR, RENOVATION, REFURBISHMENT, OR REPLACEMENT OF THE ALOHA STADIUM," was deferred until Monday, April 24, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3709) recommending that H.C.R. No. 219, H.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3709 and H.C.R. No. 219, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO SUPPORT THE FORMATION OF A HEALTH INFORMATION EXCHANGE SYSTEM FOR THE STATE OF HAWAII," was deferred until Monday, April 24, 2006.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3710), recommending that H.C.R. No. 147, H.D. 1, be referred to the Committee on Labor.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 147, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL TO PROVIDE A DEFINITIVE LEGAL OPINION REGARDING WHETHER CHAPTERS 383, 386, 392, AND 393 HAWAII REVISED STATUTES, EACH EXCLUDE FROM THE DEFINITION OF 'EMPLOYMENT' THOSE INDIVIDUALS WHO PERFORM ATTENDANT CARE AND DAY CARE SERVICES AUTHORIZED UNDER THE SOCIAL SECURITY ACT, AS AMENDED, IN THE EMPLOY OF PERSONS, INCLUDING CORPORATIONS AND PRIVATE AGENCIES, WHO CONTRACT WITH THE DEPARTMENT OF HUMAN SERVICES AND WHO ARE THE RECIPIENTS OF SOCIAL SERVICE PAYMENTS," was referred to the Committee on Labor.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 3698 (Gov. Msg. No. 341):

Senator Baker moved that Stand. Com. Rep. No. 3698 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of RICHARD CHARLES JACKSON to the Mental Health and Substance Abuse, Oahu Service Area Board, term to expire June 30, 2010, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

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

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM THURSDAY, APRIL 20, 2006

Stand. Com. Rep. No. 3685 (H.C.R. No. 262, H.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 262, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU TO INSTALL A LIGHTED CROSSWALK ON KAMEHAMEHA HIGHWAY IN KANEHOE, OAHU, AT THE CROSSWALK BETWEEN LILIPUNA ROAD AND MEHANA STREET AND TO

ESTABLISH A MARKED CROSSWALK ON KEOLU DRIVE NEAR KAELEPULU ELEMENTARY SCHOOL," was adopted.

Stand. Com. Rep. No. 3686 (H.C.R. No. 12, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.C.R. No. 12, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK FEDERAL FUNDING TO BE USED FOR PROGRAMS AND MEASURES INTENDED TO PREVENT AND FIGHT AGAINST INVASIVE SPECIES IN HAWAII," was adopted.

Stand. Com. Rep. No. 3687 (H.C.R. No. 30, H.D. 1, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 30, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO IMMEDIATELY RESCIND BOTH ITS REQUEST FOR PROPOSALS AND ANY CONTRACT OR AGREEMENT AWARDED, OR COMMITMENT MADE, TO ALEXANDER & BALDWIN PROPERTIES, INC. FOR THE DEVELOPMENT OF KAKAAKO MAKAI," was adopted.

Stand. Com. Rep. No. 3688 (H.C.R. No. 98, H.D. 1, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 98, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO PREPARE A PLAN TO REDUCE THE STATEWIDE FERAL PIG POPULATION," was adopted.

Stand. Com. Rep. No. 3689 (H.C.R. No. 155, H.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.C.R. No. 155, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE COUNTY OF MAUI, WITH THE ASSISTANCE OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES, TO DETERMINE THE FEASIBILITY OF REDEVELOPING THE OLD NAHIKU SCHOOL SITE AND MAKING IT AVAILABLE AS A COMMUNITY FACILITY," was adopted.

Stand. Com. Rep. No. 3690 (H.C.R. No. 164, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 164, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONSULT WITH HAWAIIAN CIVIC ORGANIZATIONS BEFORE SELECTING ANY COMMERCIAL VENDORS AT THE NU'UANU PALI LOOKOUT ON THE ISLAND OF OAHU," was adopted.

Stand. Com. Rep. No. 3691 (H.C.R. No. 249):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 249, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REEVALUATE THE BOUNDARIES OF THE HILO BAY RECREATIONAL THRILL CRAFT ZONE," was adopted.

Stand. Com. Rep. No. 3692 (H.C.R. No. 84):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 84, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW THE AVAILABLE SCIENTIFIC RESEARCH ON DEACABROMODIPHENYL ETHER AND ASSESS THE AVAILABILITY OF SAFER, EFFECTIVE, AND TECHNICALLY FEASIBLE FLAME RETARDANTS THAT CAN BE USED IN ITS PLACE," was adopted.

Stand. Com. Rep. No. 3693 (H.C.R. No. 76, H.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.C.R. No. 76, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REPORT ON THE STATUS OF ITS LITIGATION AGAINST WASTE MANAGEMENT OF HAWAII, INC. AND THE CITY AND COUNTY OF HONOLULU AND REPORT ON HOW THE DEPARTMENT OF HEALTH CONDUCTS HEALTH SURVEILLANCES RELATED TO ENVIRONMENTAL FACTORS, SUCH AS LANDFILLS AND INFECTIOUS DISEASE, AND HOW THE DIVISIONS OF THE DEPARTMENT OF HEALTH WORK TOGETHER TO SHARE INFORMATION AND DETERMINE ANY ACTIONS TO BE TAKEN," was adopted.

Stand. Com. Rep. No. 3694 (H.C.R. No. 88, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 88, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO DEVELOP A TRAUMA SYSTEM PLAN FOR HAWAII," was adopted with Senator Hemmings voting "No."

Stand. Com. Rep. No. 3695 (H.C.R. No. 197, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 197, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING LEAHI HOSPITAL TO DEVELOP A MASTER PLAN AND FINANCIAL FEASIBILITY REPORT FOR ITS EXISTING CAMPUS THAT WILL TAKE ADVANTAGE OF ITS UNIQUE LOCATION AND RELATIONSHIPS IN EAST HONOLULU," was adopted.

Stand. Com. Rep. No. 3696 (H.C.R. No. 290, H.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.C.R. No. 290, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO CONVENE A FOCUS GROUP WITH OTHER STAKEHOLDERS TO ASSESS YEARLY SERVICE DELIVERY NEEDS AND LONG-TERM STRATEGIC PLANNING FOR KUPUNA CARE," was adopted.

Stand. Com. Rep. No. 3697 (H.C.R. No. 226, H.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 226, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A WORKING GROUP TO DETERMINE FAMILY PLANNING FUNDING NEEDS FOR

LEGISLATIVE CONSIDERATION IN THE STATE'S FISCAL BIENNIAL 2007-2009 BUDGET," was adopted.

Stand. Com. Rep. No. 3699 (H.C.R. No. 47):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 47, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO SUPPORT IMPROVING THE QUALITY OF THE NATION'S PUBLIC SCHOOLS BY SUBSTANTIALLY INCREASING EDUCATION FUNDING," was adopted with Senator Slom voting "No."

Stand. Com. Rep. No. 3700 (H.C.R. No. 49, H.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 49, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES SECRETARY OF THE NAVY TO PROVIDE RENT RELIEF TO THE USS BOWFIN SUBMARINE MUSEUM AND PARK AND USS MISSOURI MEMORIAL," was adopted.

Stand. Com. Rep. No. 3701 (H.C.R. No. 120):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 120, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE BUSH ADMINISTRATION AND THE UNITED STATES CONGRESS TO FULLY RESTORE THE BUDGET CUTS TO THE EQUIPMENT AND PERSONNEL BUDGET OF THE ARMY NATIONAL GUARD AND AIR NATIONAL GUARD OF THE UNITED STATES," was adopted.

Stand. Com. Rep. No. 3702 (H.C.R. No. 312, H.D. 1, S.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 312, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII INSTITUTE FOR HUMAN RIGHTS TO CONVENE A WORKING GROUP TO EXAMINE AND MAKE RECOMMENDATIONS REGARDING UNITED NATIONS' HUMAN RIGHTS INSTRUMENTS FOR ADOPTION BY THE STATE OF HAWAII," was adopted with Senators Hemmings, Slom and Whalen voting "No."

Stand. Com. Rep. No. 3703 (H.C.R. No. 86):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the majority of the Committees was adopted and H.C.R. No. 86, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO INCLUDE IN ITS TRANSPORTATION PLAN FOR A LIGHT-RAIL TRANSIT SYSTEM AN ADDITIONAL SPUR LINE TO MILILANI," was adopted with Senators Hemmings and Slom voting "No."

FINAL READING

Conf. Com. Rep. No. 1-06 (S.B. No. 2479, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 1-06 and S.B. No. 2479, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION," was deferred until Tuesday, May 2, 2006.

Conf. Com. Rep. No. 2-06 (S.B. No. 995, S.D. 1, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 2-06 and S.B. No. 995, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE HAWAII CONSTITUTION TO REMOVE THE MANDATORY RETIREMENT AGE FOR STATE JUSTICES AND JUDGES," was deferred until Tuesday, May 2, 2006.

Conf. Com. Rep. No. 3-06 (S.B. No. 2246, S.D. 1, H.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 3-06 and S.B. No. 2246, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO SEXUAL ASSAULT," was deferred until Tuesday, May 2, 2006.

Conf. Com. Rep. No. 51-06 (H.B. No. 1917, H.D. 2, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 51-06 and H.B. No. 1917, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII CONSTITUTION RELATING TO THE ESTABLISHMENT OF A SALARY COMMISSION," was deferred until Tuesday, May 2, 2006.

S.B. No. 2357, H.D. 1:

On motion by Senator English, seconded by Senator Kokubun and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2357, and S.B. No. 2357, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SECTION 13 OF ACT 380, SESSION LAWS OF HAWAII 1997," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

At 11:53 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:54 o'clock a.m.

RE-REFERRAL OF GOVERNOR'S MESSAGES

The Chair re-referred the following governor's messages that were received:

Governor's Message	Referred to:
No. 444 Agriculture	Committee on Water, Land, and Agriculture
No. 493 Agriculture	Committee on Water, Land, and Agriculture

RE-REFERRAL OF A HOUSE CONCURRENT RESOLUTION

The Chair re-referred the following House concurrent resolution that was received:

House Concurrent Resolution	Referred to:
No. 79	Committee on Transportation and Government Operations

Senator English, Chair of the Committee on Energy, Environment, and International Affairs, requested that the referral of H.C.R. No. 92 to the Committee on Energy, Environment, and International Affairs be waived, and the Chair granted the waiver.

By unanimous consent, the following concurrent resolution was placed on the calendar for Adoption on Monday, April 24, 2006:

H.C.R. No. 92, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES TO RELAX RESTRICTIONS ON THE ISSUANCE OF TEMPORARY NONIMMIGRANT E2 AND E3 VISAS TO ALLOW GRADUATE NURSES TO ENTER THE UNITED STATES FOR THE PURPOSE OF TAKING THE NATIONAL COUNCIL LICENSURE EXAMINATION FOR REGISTERED AND PRACTICAL NURSES, AND TO ALLOCATE MORE EMPLOYMENT VISAS TO INDIVIDUALS TO ENTER THE UNITED STATES TO WORK AS NURSES."

Senator Fukunaga, Chair of the Committee on Media, Arts, Science and Technology, requested that the referrals of H.C.R. Nos. 193 and 235 to the Committee on Media, Arts, Science and Technology be waived.

Senator Fukunaga noted:

"Mr. President, both of these have received hearings and have been discussed."

The Chair then granted the waiver.

By unanimous consent, the following concurrent resolutions were placed on the calendar for Adoption on Monday, April 24, 2006:

H.C.R. No. 193, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TEMPORARY ADVISORY COMMISSION ON BIOPROSPECTING"; and

H.C.R. No. 235, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY TO DETERMINE THE FEASIBILITY OF PROVIDING VIDEO-CONFERENCING CAPABILITY IN THE STATE CAPITOL TO ENSURE CLOSE COMMUNICATION WITH NEIGHBOR ISLAND RESIDENTS."

Senator English, Chair of the Committee on Energy, Environment, and International Affairs, requested a waiver of the public hearing requirement pursuant to Senate Rule 37(7) for Gov. Msg. No. 511, and the Chair granted the waiver.

Senator English then requested that the referral of Gov. Msg. No. 511 to the Committee on Energy, Environment, and International Affairs be waived, and the Chair granted the waiver.

By unanimous consent, the following governor's message was placed on the calendar for Advise and Consent on Monday, April 24, 2006:

Gov. Msg. No. 511, JOHN DELONG to the Board of Directors of the Natural Energy Laboratory of Hawaii Authority, term to expire June 30, 2007.

Senator Hee rose at this time and said:

“Mr. President and colleagues, yesterday we had a confirmation on . . .”

The Chair interjected:

“Point of personal privilege?”

Senator Hee replied:

“I was actually going to make an announcement, but why don’t I stand on a point of personal privilege.

“Yesterday we had a confirmation hearing on Mr. James Haynes, reappointed regent from the Island of Maui. The hearing went a little longer than I anticipated. He was well supported, and the presence of the Governor indicated her strong support although she declined to comment on the nominee. Many members of the regents were present as well as some of our friends like Rick Humphreys and others.

“The hearing went longer than I thought. I don’t think there’s a question about Mr. Haynes’ honesty. I think that is irrefutable. He is honest to a fault. In fact, there were times when he said during the hearing, ‘this will probably get me in trouble, but this is how I feel.’

“It was a very interesting discussion. He feels, for example, very passionately that the Legislature should butt out of the business of the regents. I use the words butt out because those words were used. But he also believes that the Governor should butt out of the business of the board of regents. For me, that is an indication of his candid comments and his honesty.

“Nonetheless, we assume that all of the Governor’s appointments are people of integrity and the highest of honesty. That to me is insufficient. Therefore, in consultation with the members who were present and in consultation with most of the members on the Committee on Higher Education, and in consultation with some of his closest supporters this morning, the Committee on Higher Education will hear the confirmation of James C. Haynes on Tuesday, beginning at 9:30 as well as several other governor’s messages, including the nomination of Dr. Hapai for the East Hawaii.

“If any of the members wish to weigh in, I welcome you to join us. If not, we have a tape of yesterday’s proceedings and you’re more than welcome to have a copy of the tape.

“Thank you, Mr. President.”

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

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

“I was hoping that our procedures concerning advice and consent could be vent in such a manner that it is most of all fair to the people that are offering their services to the public, in this case, free of cost and to the great benefit.

“I think the record should reflect that under the tenure of the current regents, the University of Hawaii has made great strides forward and is really regarded as an entity that we can be very

proud of. The hiring of David McClain was especially lauded by those professionals in that area.

“I will also mention that because of micro-management and interference by the legislative branch of government, the University of Hawaii, and this is duly recorded in e-mails, is under scrutiny for accreditation. I will also point out that the Constitution of the State of Hawaii specifically spells out that the university should be autonomous.

“I will also point out that it’s very difficult for any human being – anytime, anywhere – to undergo the scrutiny that appeared to have happened yesterday at the Higher Ed Committee when a very well-orchestrated inquisition was conducted. I would be willing to tell you, and I would be willing to bet, none of us could say where we were on Saturday night, June 3rd of 1958 or some other minutia question concerning issues that we have dealt with in the distant past. More oftentimes, those questions are asked by someone who has researched it out or has received information from the university Education Committee. In other words, the question is a set up.

“My point being that by everyone’s standards that are fair and nonpolitical, Jimmy Haynes, keiki o ka aina, is a wonderful man who has contributed much to Hawaii. I will be the first to admit that yesterday he did not do well under the castigation and the inquisition of the Higher Ed Committee. Nevertheless, I hope that he will be given a fair hearing and fair consideration by this Body, in spite of the political agendas of those conducting the hearing.

“Thank you, Mr. President.”

Senator Hee rose again and said:

“Mr. President, I just want to note for the record that I’m not sure if the previous speaker was at the hearing that we attended. The Senator from Waikiki certainly was. But for the record, I, or any other Committee member, did not ask where the nominee was on June 3rd, 1958. I want that to be evidently clear.

“Also, I think the last question that I had asked the nominee was, is there anything that may have been unfair in your view? And he didn’t say that the hearing was unfair. In fact, he said, ‘well, I wish I had somebody passing me papers like you have behind you,’ to which I responded, ‘it’s hard to keep up with a regent who’s been one for three years.’

“One thing is evidently clear, as a part Hawaiian, of which Mr. Haynes is, and he made it a point, I shared with him that being also a part Hawaiian, we have a common ancestor, Haloa, although I didn’t use the word Haloa. I said we have a common ancestor.

“Secondly, I had shared with Mr. Haynes that I greatly admired his view on Kaho`olawe as someone who’s passionate about the island and in fact was interested to learn that his brother was one of the original nine that went to Kaho`olawe with Walter Ritte and others. I thought that our conversation was a real good one and I thought the hearing was actually very good.

“I will be meeting with some of the regents this afternoon to continue the dialogue and see where we might have missed, areas that may not have been explored properly. It seems to me we all agree that someone who’s up for reconfirmation, reasonably the Senate should expect that a working knowledge of the university is fair. And in the interest of fairness, the second hearing will be held.

"I would note for the record that in the case of the student regent, Michael Dahilig, and in the case of other regents – Al Landon, Ron Migita – where they are first-time nominees, it's very difficult to have a significant discussion on the workings of the university. That's not true with someone who's been on for three years. That's not true for someone who loves the university as Mr. Haynes, a graduate of the university, does.

"So, we look forward to a continued dialogue of the university as he sees it and his anticipation and expectations as a regent who has served in the past and as a regent who intends to serve in the future.

"Thank you, Mr. President."

APPOINTMENT OF CONFEREES

S.B. No. 2076, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2076, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Baker, Espero, Kokubun, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2545, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2545, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Espero, Tsutsui, Trimble as managers on the part of the Senate at such conference.

S.B. No. 2773, S.D. 3 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2773, S.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Baker, Espero, Kokubun, Hogue as managers on the part of the Senate at such conference.

S.B. No. 2958, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2958, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Baker, Chun Oakland, Espero, Tsutsui, Whalen as managers on the part of the Senate at such conference.

S.B. No. 3021, S.D. 2 (H.D. 2):

The President appointed Senator Taniguchi as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 3021, S.D. 2.

H.B. No. 1021, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1021, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Baker, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1214, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1214, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kanno, chair; Espero, co-chair; Hanabusa as managers on the part of the Senate at such conference.

H.B. No. 1800, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1800, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Espero, Kanno, Tsutsui, Hogue as managers on the part of the Senate at such conference.

H.B. No. 1867, H.D. 1 (S.D. 2):

The President appointed Senator Espero as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 1867, H.D. 1.

H.B. No. 2176, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2176, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Baker, Espero, Inouye, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2678, H.D. 2 (S.D. 2):

The President appointed Senator Ihara as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 2678, H.D. 2.

H.B. No. 2947, H.D. 2 (S.D. 2):

The President appointed Senator Espero as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 2947, H.D. 2.

H.B. No. 2950 (S.D. 2):

The President appointed Senator Espero as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 2950.

H.B. No. 2966, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2966, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Baker, Espero, Tsutsui, Whalen as managers on the part of the Senate at such conference.

H.B. No. 2991, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2991, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Baker, Espero, Tsutsui as managers on the part of the Senate at such conference.

H.B. No. 3118, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 3118, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Espero, Fukunaga, Tsutsui, Hogue as managers on the part of the Senate at such conference.

ADJOURNMENT

At 12:05 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., Monday, April 24, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FIFTY-FOURTH DAY

Monday, April 24, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:42 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Fritz Fritschel, after which the Roll was called showing all Senators present with the exception of Senator Ihara who was excused.

The President announced that he had read and approved the Journal of the Fifty-Third Day.

At this time, Senator Hee introduced Princess Abigail Kinoiki Kekaulike Kawananakoa in recognition of her 80th birthday.

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

The Senate reconvened at 12:24 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 526 to 529) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 526, informing the Senate that on April 21, 2006, she signed into law Senate Bill No. 2224 as Act 10, entitled: "RELATING TO CREDIT SALES," was placed on file.

Gov. Msg. No. 527, informing the Senate that on April 21, 2006, she signed into law House Bill No. 3250 as Act 11, entitled: "RELATING TO SUPERSEDEAS BONDS," was placed on file.

Gov. Msg. No. 528, informing the Senate that on April 21, 2006, she signed into law House Bill No. 2057 as Act 12, entitled: "RELATING TO HEALTH," was placed on file.

Gov. Msg. No. 529, advising the Senate of the withdrawal of the nomination of BEVERLY ANN SHEA to the Board of Veterinary Examiners, under Gov. Msg. No. 492, dated April 19, 2006, was placed on file.

In compliance with Gov. Msg. No. 529, the nomination listed under Gov. Msg. No. 492 was returned.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 50, from the State Auditor dated April 20, 2006, transmitting a report, "Implications of the Streamlined Sales Tax Agreement for General Excise Tax Revenues," prepared by Professor William F. Fox and Professor William B. Stokely of the University of Tennessee, was read by the Clerk and was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 781 to 793) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 781, informing the Senate that the Speaker on April 21, 2006, discharged all conferees on the following bill:

S.B. No. 3186, S.D. 2, (H.D. 2):

Discharged Representatives Morita, Herkes, Luke and Takamine as co-chairs and Representatives Caldwell, Marumoto and Souki as managers,

was placed on file.

Hse. Com. No. 782, returning S.C.R. No. 67, S.D. 1, which was adopted by the House of Representatives on April 21, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.C.R. No. 67, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 783, returning S.C.R. No. 33, S.D. 1, which was adopted by the House of Representatives on April 21, 2006, was placed on file.

Hse. Com. No. 784, returning S.C.R. No. 46, which was adopted by the House of Representatives on April 21, 2006, was placed on file.

Hse. Com. No. 785, returning S.C.R. No. 48, S.D. 1, which was adopted by the House of Representatives on April 21, 2006, was placed on file.

Hse. Com. No. 786, returning S.C.R. No. 52, S.D. 1, which was adopted by the House of Representatives on April 21, 2006, was placed on file.

Hse. Com. No. 787, returning S.C.R. No. 74, which was adopted by the House of Representatives on April 21, 2006, was placed on file.

Hse. Com. No. 788, returning S.C.R. No. 116, which was adopted by the House of Representatives on April 21, 2006, was placed on file.

Hse. Com. No. 789, returning S.C.R. No. 129, which was adopted by the House of Representatives on April 21, 2006, was placed on file.

Hse. Com. No. 790, returning S.C.R. No. 140, S.D. 1, which was adopted by the House of Representatives on April 21, 2006, was placed on file.

Hse. Com. No. 791, returning S.C.R. No. 141, which was adopted by the House of Representatives on April 21, 2006, was placed on file.

Hse. Com. No. 792, informing the Senate that the Speaker on April 21, 2006, appointed Representatives Takamine, chair, Kawakami, Nakasone, Moses as managers on the part of the House for the consideration of amendments proposed by the Senate to H.B. No. 2412, H.D. 1 (S.D. 1), was placed on file.

Hse. Com. No. 793, informing the Senate that the Speaker on April 21, 2006, made the following changes to the conferees on the following bills:

H.B. No. 237, H.D. 3 (S.D. 1):

Discharged Representative Arakaki as a co-chair.

H.B. No. 2153, H.D. 2 (S.D. 2):

Discharged Representative Nakasone as a co-chair.
Added Representative Magaoay as a co-chair.

S.B. No. 1081, S.D. 2 (H.D. 1):

Added Representative Cabanilla as a manager.

S.B. No. 2961, S.D. 1 (H.D. 1):

Discharged Representative Nakasone as a co-chair.
Added Representative Magaoay as a co-chair,

was placed on file.

CONFERENCE COMMITTEE REPORT

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2213, S.D. 2, presented a report (Conf. Com. Rep. No. 5-06) recommending that S.B. No. 2213, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 5-06 and S.B. No. 2213, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORT ACTIONS," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Espero, for the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 3711) recommending that the Senate advise and consent to the nomination of LORRAINE M. MENDOZA to the Community-Based Economic Development Advisory Council, in accordance with Gov. Msg. No. 319.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3711 and Gov. Msg. No. 319 was deferred until Tuesday, April 25, 2006.

Senator Espero, for the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 3712) recommending that the Senate advise and consent to the nomination of LYNNE E. WOODS to the Small Business Regulatory Review Board, in accordance with Gov. Msg. No. 355.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3712 and Gov. Msg. No. 355 was deferred until Tuesday, April 25, 2006.

Senator Espero, for the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 3713) recommending that the Senate advise and consent to the nomination of ANNA K. RIBUCAN to the Community-Based Economic Development Advisory Council, in accordance with Gov. Msg. No. 379.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3713 and Gov. Msg. No. 379 was deferred until Tuesday, April 25, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3714) recommending that the Senate advise and consent to the nomination of FRANCES PAULETTE HACKBARTH to the Board of Psychology, in accordance with Gov. Msg. No. 395.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3714 and Gov. Msg. No. 395 was deferred until Tuesday, April 25, 2006.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3715) recommending that H.C.R. No. 130, H.D. 1, be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 130, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF PUBLIC SAFETY TO CONDUCT A SECURITY AUDIT OF THE HAWAII YOUTH CORRECTIONAL FACILITY," was adopted.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3716) recommending that H.C.R. No. 166, H.D. 1, be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 166, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION STRONGLY URGING THE DEPARTMENT OF HUMAN SERVICES TO TEMPORARILY DELAY REALIGNMENT OF ITS CHILD WELFARE SERVICE OFFICES ON ISLAND OF HAWAII TO ALLOW FOR THE CONVENING OF A PUBLIC, COMMUNITY FORUM TO DISCUSS REALIGNMENT IMPLICATIONS AND POTENTIAL IMPACT ON THE CONTINUUM OF CHILD ABUSE AND NEGLECT PREVENTION, FAMILY SUPPORT, FAMILY STRENGTHENING AND VOLUNTARY CASE MANAGEMENT SERVICES FOR FAMILIES AND CHILDREN," was adopted.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3717) recommending that H.C.R. No. 269 be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 269, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO DESIGNATE AND CELEBRATE 2008 AS THE YEAR OF THE FAMILY AND TO ESTABLISH A FAMILY CELEBRATION COMMISSION TO ADMINISTER THE CELEBRATION," was adopted.

Senator Ige, for the majority of the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 3718) recommending that H.C.R. No. 145, H.D. 1, as amended in S.D. 1, be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the majority of the Committee was adopted and H.C.R. No. 145, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES PRESIDENT AND CONGRESS TO CREATE A PATHWAY FOR UNDOCUMENTED IMMIGRANTS TO LEGALIZE THEIR STATUS AND REQUESTING THE STATE AND THE FEDERAL GOVERNMENT TO ADEQUATELY REIMBURSE HEALTH CARE PROVIDERS SO THAT THEY CAN CONTINUE TO PROVIDE EMERGENCY MEDICAL TREATMENT TO THIS POPULATION," was adopted.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 3719) recommending that H.C.R. No. 250 be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 250, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII COUNTY OFFICE OF THE PROSECUTING ATTORNEY TO CONDUCT A STUDY ON THE FEASIBILITY OF ESTABLISHING 'RECEIVING HOMES' IN EAST AND WEST HAWAII," was adopted.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 3720) recommending that H.C.R. No. 16 be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 16, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING APPROPRIATE SAFEGUARDS BE INSTITUTED IN HEALTH CARE FACILITIES TO MINIMIZE THE OCCURRENCE OF MUSCULOSKELETAL INJURIES SUFFERED BY NURSES," was adopted.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 3721) recommending that H.C.R. No. 62 be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 62, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES OFFICE OF PERSONNEL MANAGEMENT TO TREAT HAWAII FEDERAL EMPLOYEES WITH REGARD TO PAY AND RETIREMENT BENEFITS THE SAME AS FEDERAL EMPLOYEES WHO RESIDE IN THE FORTY-EIGHT CONTIGUOUS UNITED STATES," was adopted.

Senator Espero, for the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 3722) recommending that H.C.R. No. 277 be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 277, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE LEGISLATURE, THE ADMINISTRATION, THE UNIVERSITY OF HAWAII, AND HAWAII'S CONGRESSIONAL DELEGATION TO WORK COLLABORATIVELY WITH THE NATIONAL AERONAUTICS AND SPACE ADMINISTRATION, THE JAPAN AEROSPACE EXPLORATION AGENCY, AND OTHER PUBLIC AND PRIVATE AEROSPACE-RELATED AGENCIES AND INSTITUTIONS, TO EXPAND AND DIVERSIFY THE AEROSPACE INDUSTRY THROUGH THE DEVELOPMENT OF THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS," was adopted.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3723) recommending that H.C.R. No. 75, S.D. 1, be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 75, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO MCKINLEY HIGH SCHOOL PHYSICAL EDUCATION AND ATHLETIC FACILITIES," was adopted.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3724) recommending that H.C.R. No. 80 be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R.

No. 80, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT AND CONGRESS OF THE UNITED STATES TO ADOPT CHANGES TO THE MEDICARE PART D PROGRAM," was adopted.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3725) recommending that H.C.R. No. 105, as amended in S.D. 1, be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 105, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE STATE AND THE HAWAII HEALTH SYSTEMS CORPORATION TO ENTER INTO A LEASE/PURCHASE AGREEMENT FOR A NEW PARKING STRUCTURE FOR MAUI MEMORIAL MEDICAL CENTER TO BE FUNDED BY THE ISSUANCE OF CERTIFICATES OF PARTICIPATION," was adopted.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3726) recommending that H.C.R. No. 69 be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 69, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ESTABLISH AND OPERATE A STATEWIDE SUICIDE EARLY INTERVENTION AND PREVENTION PROGRAM," was adopted.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3727) recommending that H.C.R. No. 36, H.D. 1, as amended in S.D. 1, be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 36, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO WORK IN COOPERATION WITH THE STATE TOURISM LIAISON AND THE HAWAII HOTEL & LODGING ASSOCIATION IN RAISING AWARENESS, EDUCATION, AND PREVENTION OF THE INCREASING INCIDENCE OF BEDBUGS," was adopted.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3728) recommending that H.C.R. No. 113, H.D. 1, as amended in S.D. 1, be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 113, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A TASK FORCE TO EVALUATE AND RECOMMEND POSSIBLE PROCEDURAL, STATUTORY, AND PUBLIC POLICY CHANGES TO MINIMIZE THE CENSUS AT HAWAII STATE HOSPITAL AND TO PROMOTE COMMUNITY-BASED HEALTH SERVICES FOR FORENSIC PATIENTS," was adopted.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3729) recommending that H.C.R. No. 156, H.D. 1, be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 156, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING STRONG OPPOSITION TO PREEMPTIVE FEDERAL INSURANCE LEGISLATION THAT WOULD THREATEN THE POWER OF STATE

LEGISLATURES, GOVERNORS, INSURANCE COMMISSIONERS, AND ATTORNEYS GENERAL TO OVERSEE, REGULATE, AND INVESTIGATE THE BUSINESS OF INSURANCE AND PROTECT CONSUMERS," was adopted.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3730) recommending that H.C.R. No. 73, H.D. 1, be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 73, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE CERTIFICATION OF NURSE AIDES WHO WORK IN SETTINGS OTHER THAN MEDICARE- OR MEDICAID-CERTIFIED NURSING FACILITIES AND THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO RESCIND ITS DECISION TO END CERTIFICATION OF THESE NURSE AIDES," was adopted.

Senators Menor and Ige, for the Committee on Commerce, Consumer Protection and Housing and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3731) recommending that H.C.R. No. 202, H.D. 1, as amended in S.D. 1, be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.C.R. No. 202, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII IN CONSULTATION WITH THE DEPARTMENT OF LAND AND NATURAL RESOURCES, THE DEPARTMENT OF HAWAIIAN HOME LANDS, THE OFFICE OF HAWAIIAN AFFAIRS, THE LAND USE COMMISSION, THE OFFICE OF PLANNING, THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL, THE UNITED STATES ARMED FORCES IN HAWAII, THE COUNTIES, AND THE AFFORDABLE HOUSING AND HOMELESS ALLIANCE TO STUDY THE USE OF MOBILE HOME PARKS AS A POSSIBLE OPTION FOR SOLVING HAWAII'S AFFORDABLE HOUSING CRISIS," was adopted.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3732) recommending that H.C.R. No. 192, H.D. 1, as amended in S.D. 1, be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 192, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL TO APPOINT A SPECIAL DEPUTY ATTORNEY GENERAL TO INDEPENDENTLY AND IMPARTIALLY INVESTIGATE THE KALOKO RESERVOIR DAM COLLAPSE," was adopted.

Senator Hee, for the majority of the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3733) recommending that H.C.R. No. 137 be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the majority of the Committee was adopted and H.C.R. No. 137, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT AND THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO REAFFIRM THEIR COMMITMENT TO

MAINTAINING A SYSTEMWIDE OFFICE OF THE VICE PRESIDENT FOR STUDENT AFFAIRS AND TO FILL THE VACANT POSITION OF THE VICE PRESIDENT FOR STUDENT AFFAIRS," was adopted.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3734) recommending that H.C.R. No. 270 be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 270, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII TO SPEEDILY REBUILD A SCHOOL OF GLOBAL AND PUBLIC HEALTH," was adopted.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3735) recommending that H.C.R. No. 170 be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 170, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO REVITALIZE LALAMILO STATION WITH THE COLLABORATION OF THE COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES," was adopted.

Senators Hee and Inouye, for the Committee on Higher Education and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 3736) recommending that H.C.R. No. 266, H.D. 1, be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.C.R. No. 266, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AND THE DEPARTMENT OF TRANSPORTATION TO WORK COLLABORATIVELY TO PURSUE, ON A PRIORITY BASIS, THE RELOCATION OF THE UNIVERSITY OF HAWAII MARINE CENTER FROM THE FORMER KAPALAMA MILITARY RESERVATION, HONOLULU HARBOR," was adopted.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3737) recommending that H.C.R. No. 314, H.D. 1, be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 314, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII INSTITUTE FOR ASTRONOMY TO REVIEW AND REPORT ON THE LONG-TERM DEVELOPMENT OF OBSERVATORY SITES ON THE SUMMIT OF MAUNA KEA," was adopted.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3738) recommending that the Senate advise and consent to the nominations to the Radiologic Technology Board of the following:

ADLEEN ICHINOSE, in accordance with Gov. Msg. No. 346; and

LESTER UYEDA, in accordance with Gov. Msg. No. 347.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3738 and Gov. Msg. Nos. 346 and 347 was deferred until Tuesday, April 25, 2006.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3739) recommending that the Senate advise and consent to the nomination of AMY E. YASUNAGA RN, MSN, PHDC to the Center for Nursing Advisory Board, in accordance with Gov. Msg. No. 393.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3739 and Gov. Msg. No. 393 was deferred until Tuesday, April 25, 2006.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3740) recommending that the Senate advise and consent to the nomination of HELENE I. SOKUGAWA ED.D. to the Western Interstate Commission for Higher Education (WICHE), in accordance with Gov. Msg. No. 400.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3740 and Gov. Msg. No. 400 was deferred until Tuesday, April 25, 2006.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3741) recommending that the Senate advise and consent to the nomination of MICHAEL A. DAHLIG to the Board of Regents of the University of Hawaii, in accordance with Gov. Msg. No. 251.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3741 and Gov. Msg. No. 251 was deferred until Tuesday, April 25, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3742) recommending that H.C.R. No. 79, as amended in S.D. 1, be adopted.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 79, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HARBORS DIVISION OF THE DEPARTMENT OF TRANSPORTATION TO PROCEED WITH EXECUTING THE TEN-YEAR LEASE APPROVED BY THE DEPARTMENT OF LAND AND NATURAL RESOURCES FOR PACIFIC SHIPYARDS INTERNATIONAL TO CONTINUE TO PROVIDE VITAL SHIP REPAIR SERVICES TO THE MARITIME COMMUNITY FROM ITS EXISTING HONOLULU HARBOR FACILITY," was adopted.

ORDER OF THE DAY

ADVISE AND CONSENT

Gov. Msg. No. 511:

Senator English moved that the Senate advise and consent to the nomination of JOHN DELONG to the Board of Directors of the Natural Energy Laboratory of Hawaii Authority, term to expire June 30, 2007, seconded by Senator Kokubun.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ihara, Whalen).

ADOPTION OF RESOLUTIONS

H.C.R. No. 92, H.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, H.C.R. No. 92, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES TO RELAX RESTRICTIONS ON THE ISSUANCE OF TEMPORARY NONIMMIGRANT E2 AND E3 VISAS TO ALLOW GRADUATE NURSES TO ENTER THE UNITED STATES FOR THE PURPOSE OF TAKING THE NATIONAL COUNCIL LICENSURE EXAMINATION FOR REGISTERED AND PRACTICAL NURSES, AND TO ALLOCATE MORE EMPLOYMENT VISAS TO INDIVIDUALS TO ENTER THE UNITED STATES TO WORK AS NURSES," was adopted.

H.C.R. No. 193, H.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, H.C.R. No. 193, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TEMPORARY ADVISORY COMMISSION ON BIOPROSPECTING," was adopted.

H.C.R. No. 235, H.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, H.C.R. No. 235, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY TO DETERMINE THE FEASIBILITY OF PROVIDING VIDEO-CONFERENCING CAPABILITY IN THE STATE CAPITOL TO ENSURE CLOSE COMMUNICATION WITH NEIGHBOR ISLAND RESIDENTS," was adopted.

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM FRIDAY, APRIL 21, 2006

Stand. Com. Rep. No. 3705 (H.C.R. No. 53):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.C.R. No. 53, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND THE COUNTY FIRE CHIEFS TO COLLABORATE AND COOPERATE TO REACH A MUTUALLY AGREEABLE SOLUTION OVER FIRE INSPECTION RESPONSIBILITIES AT THE HONOLULU INTERNATIONAL AIRPORT AND OTHER STATE AIRPORTS," was adopted.

Stand. Com. Rep. No. 3706 (H.C.R. No. 204):

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and H.C.R. No. 204, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE AND THE COUNTIES TO PRIORITIZE EXPENDITURE OF FEDERAL HOMELAND SECURITY FUNDS ON INTEROPERABLE COMMUNICATIONS SYSTEMS," was adopted.

Stand. Com. Rep. No. 3707 (H.C.R. No. 196):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 196, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE CONCEPT OF A PUBLIC-PRIVATE JOINT VENTURE TO DEVELOP A NEW ADVANCED SIMULATOR AIRLINE TRAINING FACILITY IN HAWAII," was adopted.

Stand. Com. Rep. No. 3708 (H.C.R. No. 205):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 205, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO REVIEW PROPOSED PLANS AND EXISTING AND ANTICIPATED APPROPRIATION REQUESTS OF THE STADIUM AUTHORITY AND THE GOVERNOR FOR THE REPAIR, RENOVATION, REFURBISHMENT, OR REPLACEMENT OF THE ALOHA STADIUM," was adopted.

Stand. Com. Rep. No. 3709 (H.C.R. No. 219, H.D. 1):

By unanimous consent, Stand. Com. Rep. No. 3709 and H.C.R. No. 219, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO SUPPORT THE FORMATION OF A HEALTH INFORMATION EXCHANGE SYSTEM FOR THE STATE OF HAWAII," were recommitted to the Committee on Health.

FINAL READING

Conf. Com. Rep. No. 4-06 (S.B. No. 2609, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Conf. Com. Rep. No. 4-06 was adopted and S.B. No. 2609, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WRIT OF CERTIORARI," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ihara, Whalen).

Senator Kim, Chair of the Committee on Tourism, requested that the referral of H.C.R. No. 212 to the Committee on Tourism be waived, and the Chair granted the waiver.

By unanimous consent, the following concurrent resolution was placed on the calendar for Adoption on Tuesday, April 25, 2006:

H.C.R. No. 212, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CHAIR OF THE HOUSE COMMITTEE ON TOURISM AND CULTURE AND THE CHAIR OF THE SENATE COMMITTEE ON TOURISM TO EACH DESIGNATE A MEMBER OF THEIR RESPECTIVE COMMITTEES TO CONDUCT INFORMAL DISCUSSIONS ON WAYS TO REPLICATE THE HISTORIC IWILEI PINEAPPLE-SHAPED WATER TANK."

Senator English, Chair of the Committee on Energy, Environment, and International Affairs, requested that the referral of H.C.R. No. 261 to the Committee on Energy, Environment, and International Affairs be waived, and the Chair granted the waiver.

By unanimous consent, the following concurrent resolution was placed on the calendar for Adoption on Tuesday, April 25, 2006:

H.C.R. No. 261, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH, WITH THE ASSISTANCE OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE DEPARTMENT OF FACILITY MAINTENANCE OF THE CITY AND COUNTY OF HONOLULU, TO REPORT TO THE LEGISLATURE ON THE RELATIONSHIP BETWEEN VARIOUS KAILUA

WATERWAYS, INCLUDING THE KAELEPULU POND, AND THE WATER QUALITY AND NATURAL RESOURCES OF KAILUA BEACH AND KAILUA BAY."

APPOINTMENT OF CONFEREES

H.B. No. 1878 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1878, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Espero, Hogue as managers on the part of the Senate at such conference.

H.B. No. 2313 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2313, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Espero, Hogue as managers on the part of the Senate at such conference.

ADJOURNMENT

At 12:29 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., Tuesday, April 25, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FIFTY-FIFTH DAY

Tuesday, April 25, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:45 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Bishop Chikai Yosemite, Honpa Hongwanji Mission of Hawaii, after which the Roll was called showing all Senators present.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 530 to 537) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 530, informing the Senate that on April 24, 2006, she signed into law Senate Bill No. 2295 as Act 13, entitled: "RELATING TO PRINCIPAL PRIVATE DETECTIVES AND GUARDS," was placed on file.

Gov. Msg. No. 531, informing the Senate that on April 24, 2006, she signed into law Senate Bill No. 2297 as Act 14, entitled: "RELATING TO MENTAL HEALTH COUNSELORS," was placed on file.

Gov. Msg. No. 532, informing the Senate that on April 24, 2006, she signed into law House Bill No. 2400 as Act 15, entitled: "MAKING AN EMERGENCY APPROPRIATION FOR ACQUISITION OF WAIMEA VALLEY, OAHU," was placed on file.

Gov. Msg. No. 533, informing the Senate that on April 24, 2006, she signed into law Senate Bill No. 2337 as Act 16, entitled: "MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE ADULT MENTAL HEALTH DIVISION," was placed on file.

Gov. Msg. No. 534, informing the Senate that on April 24, 2006, she signed into law Senate Bill No. 2338 as Act 17, entitled: "MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE DEVELOPMENTAL DISABILITIES DIVISION," was placed on file.

Gov. Msg. No. 535, informing the Senate that on April 24, 2006, she signed into law Senate Bill No. 2340 as Act 18, entitled: "MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR EARLY INTERVENTION SERVICES," was placed on file.

Gov. Msg. No. 536, informing the Senate that on April 24, 2006, she signed into law Senate Bill No. 2347 as Act 19, entitled: "MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE FAMILY HEALTH SERVICES DIVISION," was placed on file.

Gov. Msg. No. 537, advising the Senate of the withdrawal of the nominations of:

BENJAMIN Y.P. FONG to the Merit Appeals Board, under Gov. Msg. No. 431, dated April 18, 2006; and

ELIZABETH W. MEYERSON to the Hawaii Housing Finance and Development Administration (HFD), under Gov. Msg. No. 501, dated April 19, 2006,

was placed on file.

In compliance with Gov. Msg. No. 537, the nominations listed under Gov. Msg. Nos. 431 and 501 were returned.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 794 to 835) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 794, informing the Senate that the Speaker on April 24, 2006, made the following change to the conferees on the following bill:

H.B. No. 1935, H.D. 1 (S.D. 1):

Added Representative Marumoto as a manager,

was placed on file.

Hse. Com. No. 795, informing the Senate that S.B. No. 2609, S.D. 1, H.D. 1, C.D. 1, passed Final Reading in the House of Representatives on April 24, 2006, was placed on file.

Hse. Com. No. 796, returning S.C.R. No. 12, S.D. 1, which was adopted by the House of Representatives on April 24, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.C.R. No. 12, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 797, returning S.C.R. No. 32, S.D. 1, which was adopted by the House of Representatives on April 24, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.C.R. No. 32, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 798, returning S.C.R. No. 70, which was adopted by the House of Representatives on April 24, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.C.R. No. 70, and requested a conference on the subject matter thereof.

Hse. Com. No. 799, returning S.C.R. No. 72, S.D. 1, which was adopted by the House of Representatives on April 24, 2006, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.C.R. No. 72, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 800, returning S.C.R. No. 77, S.D. 2, which was adopted by the House of Representatives on April 24, 2006, in an amended form, was placed on file.

Hse. Com. No. 827, returning S.C.R. No. 147, which was adopted by the House of Representatives on April 24, 2006, was placed on file.

Hse. Com. No. 828, returning S.C.R. No. 148, which was adopted by the House of Representatives on April 24, 2006, was placed on file.

Hse. Com. No. 829, returning S.C.R. No. 150, which was adopted by the House of Representatives on April 24, 2006, was placed on file.

Hse. Com. No. 830, returning S.C.R. No. 157, S.D. 1, which was adopted by the House of Representatives on April 24, 2006, was placed on file.

Hse. Com. No. 831, returning S.C.R. No. 170, which was adopted by the House of Representatives on April 24, 2006, was placed on file.

Hse. Com. No. 832, returning S.C.R. No. 195, which was adopted by the House of Representatives on April 24, 2006, was placed on file.

Hse. Com. No. 833, returning S.C.R. No. 211, which was adopted by the House of Representatives on April 24, 2006, was placed on file.

Hse. Com. No. 834, informing the Senate that the Speaker on April 24, 2006, made the following change to the conferees on the following bill:

S.B. No. 2926, S.D. 1 (H.D. 2):

Added Representative Meyer as a manager,
was placed on file.

Hse. Com. No. 835, informing the Senate that the Speaker on April 24, 2006, made the following change to the conferees on the following bill:

S.B. No. 2545, S.D. 2 (H.D. 2):

Added Representative Cabanilla as a manager,
was placed on file.

CONFERENCE COMMITTEE REPORTS

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2924, S.D. 1, presented a report (Conf. Com. Rep. No. 6-06) recommending that S.B. No. 2924, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 6-06 and S.B. No. 2924, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2930, S.D. 1, presented a report (Conf. Com. Rep. No. 7-06) recommending that S.B. No. 2930, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 7-06 and

S.B. No. 2930, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2243, S.D. 1, presented a report (Conf. Com. Rep. No. 8-06) recommending that S.B. No. 2243, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 8-06 and S.B. No. 2243, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BIOLOGICAL EVIDENCE," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 695, presented a report (Conf. Com. Rep. No. 9-06) recommending that S.B. No. 695, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 9-06 and S.B. No. 695, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATIONAL CRIME PREVENTION AND PRIVACY COMPACT," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2265, S.D. 1, presented a report (Conf. Com. Rep. No. 10-06) recommending that S.B. No. 2265, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 10-06 and S.B. No. 2265, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMES AGAINST MINORS," was deferred for a period of 48 hours.

Senator Ige, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3051, S.D. 2, presented a report (Conf. Com. Rep. No. 11-06) recommending that S.B. No. 3051, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 11-06 and S.B. No. 3051, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY FISCAL ADMINISTRATION," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2098, H.D. 1, presented a report (Conf. Com. Rep. No. 52-06) recommending that H.B. No. 2098, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 52-06 and H.B. No. 2098, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2282, H.D. 1, presented a report (Conf. Com. Rep. No. 53-06) recommending that H.B. No. 2282, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 53-06 and H.B. No. 2282, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 846E," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2897, H.D. 1, presented a report (Conf. Com. Rep. No. 54-06) recommending that H.B. No. 2897, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 54-06 and H.B. No. 2897, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO APPELLATE JURISDICTION," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3743) recommending that H.C.R. No. 11, H.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3743 and H.C.R. No. 11, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII INVASIVE SPECIES COUNCIL TO STUDY AND REPORT ON SPECIFIC STRATEGIES TO PREVENT THE SPREAD OF COQUI FROGS AND OTHER INVASIVE SPECIES," was deferred until Wednesday, April 26, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3744) recommending that H.C.R. No. 300, H.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3744 and H.C.R. No. 300, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A LAND USE WORKING GROUP TO ADDRESS ISSUES RELATING TO NON-AGRICULTURAL ACTIVITY ON AGRICULTURALLY CLASSIFIED LANDS," was deferred until Wednesday, April 26, 2006.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 3745) recommending that the Senate advise and consent to the nominations to the Board of Directors of the High Technology Development Corporation of the following:

GAIL ANN HONDA PHD, in accordance with Gov. Msg. No. 371; and

ASSUMPTA C. RAPOZA, in accordance with Gov. Msg. No. 372.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3745 and Gov. Msg. Nos. 371 and 372 was deferred until Wednesday, April 26, 2006.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 3711 (Gov. Msg. No. 319):

Senator Espero moved that Stand. Com. Rep. No. 3711 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Espero then moved that the Senate advise and consent to the nomination of LORRAINE M. MENDOZA to the Community-Based Economic Development Advisory Council, term to expire June 30, 2010, seconded by Senator Fukunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3712 (Gov. Msg. No. 355):

Senator Espero moved that Stand. Com. Rep. No. 3712 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Espero then moved that the Senate advise and consent to the nomination of LYNNE E. WOODS to the Small Business Regulatory Review Board, term to expire June 30, 2010, seconded by Senator Fukunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3713 (Gov. Msg. No. 379):

Senator Espero moved that Stand. Com. Rep. No. 3713 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Espero then moved that the Senate advise and consent to the nomination of ANNA K. RIBUCAN to the Community-Based Economic Development Advisory Council, term to expire June 30, 2007, seconded by Senator Fukunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3714 (Gov. Msg. No. 395):

Senator Menor moved that Stand. Com. Rep. No. 3714 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of FRANCES PAULETTE HACKBARTH to the Board of Psychology, term to expire June 30, 2010, seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3738 (Gov. Msg. Nos. 346 and 347):

Senator Baker moved that Stand. Com. Rep. No. 3738 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Radiologic Technology Board of the following:

ADLEEN ICHINOSE, term to expire June 30, 2010 (Gov. Msg. No. 346); and

LESTER UYEDA, term to expire June 30, 2010 (Gov. Msg. No. 347),

seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3739 (Gov. Msg. No. 393):

Senator Hee moved that Stand. Com. Rep. No. 3739 be received and placed on file, seconded by Senator Inouye and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of AMY E. YASUNAGA RN, MSN, PHDC to the Center for Nursing Advisory Board, term to expire June 30, 2010, seconded by Senator Inouye.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3740 (Gov. Msg. No. 400):

Senator Hee moved that Stand. Com. Rep. No. 3740 be received and placed on file, seconded by Senator Inouye and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of HELENE I. SOKUGAWA ED.D. to the Western Interstate Commission for Higher Education (WICHE), term to expire June 30, 2010, seconded by Senator Inouye.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3741 (Gov. Msg. No. 251):

Senator Hee moved that Stand. Com. Rep. No. 3741 be received and placed on file, seconded by Senator Inouye and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of MICHAEL A. DAHLIG to the Board of Regents of the University of Hawaii, term to expire June 30, 2007, seconded by Senator Inouye.

Senator Hee rose in support of the nominee and said:

"Mr. President, I rise to encourage support for Gov. Msg. No. 251, submitting for consideration and confirmation to the Board of Regents of the University of Hawaii gubernatorial nominee Michael A. Dahilig for a term to expire June 30, 2007.

"By way of support, Mr. President, I want to express to my colleagues on the Committee on Higher Education the patience and consideration of Michael Dahilig and their vote affirming the expression that this young man who is a graduate student will be a tremendous asset to the board not only for his knowledge, working knowledge in the university system, but for his accomplishments as a graduate, and also for his independence as a member of the board of regents. I urge my

members to continue the support and I urge my colleagues to vote in the affirmative.

"Thank you, Mr. President."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

ADOPTION OF RESOLUTIONS

H.C.R. No. 212, H.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, H.C.R. No. 212, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CHAIR OF THE HOUSE COMMITTEE ON TOURISM AND CULTURE AND THE CHAIR OF THE SENATE COMMITTEE ON TOURISM TO EACH DESIGNATE A MEMBER OF THEIR RESPECTIVE COMMITTEES TO CONDUCT INFORMAL DISCUSSIONS ON WAYS TO REPLICATE THE HISTORIC IWILEI PINEAPPLE-SHAPED WATER TANK," was adopted.

H.C.R. No. 261, H.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, H.C.R. No. 261, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH, WITH THE ASSISTANCE OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE DEPARTMENT OF FACILITY MAINTENANCE OF THE CITY AND COUNTY OF HONOLULU, TO REPORT TO THE LEGISLATURE ON THE RELATIONSHIP BETWEEN VARIOUS KAILUA WATERWAYS, INCLUDING THE KAELEPULU POND, AND THE WATER QUALITY AND NATURAL RESOURCES OF KAILUA BEACH AND KAILUA BAY," was adopted.

Senator Kokubun, Chair of the Committee on Water, Land, and Agriculture, requested that the referral of H.C.R. No. 278 to the Committee on Water, Land, and Agriculture be waived, and the Chair granted the waiver.

By unanimous consent, the following concurrent resolution was placed on the calendar for Adoption on Wednesday, April 26, 2006:

H.C.R. No. 278, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS, DEPARTMENT OF TRANSPORTATION, DEPARTMENT OF HAWAIIAN HOME LANDS, DEPARTMENT OF LAND AND NATURAL RESOURCES, CITY AND COUNTY OF HONOLULU, HONOLULU BOARD OF WATER SUPPLY, QUEEN EMMA FOUNDATION, AND KAMEHAMEHA SCHOOLS TO SUPPORT THE ESTABLISHMENT OF A CULTURAL PRESERVE IN HA'IKU VALLEY AND NORTH HALAWA VALLEY."

APPOINTMENT OF CONFEREES

H.B. No. 2176, H.D. 2 (S.D. 2):

The President appointed Senator Chun Oakland as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 2176, H.D. 2.

H.B. No. 3036, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 3036, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Baker, Espero, Slom as managers on the part of the Senate at such conference.

At this time, Senator Hemmings, on behalf of the Senate, extended happy birthday wishes to President Bunda.

ADJOURNMENT

At 11:59 o'clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, April 26, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FIFTY-SIXTH DAY

Wednesday, April 26, 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 Edna Yano, Konko Mission of Wahiawa, after which the Roll was called showing all Senators present with the exception of Senator Taniguchi who was excused.

The President announced that he had read and approved the Journal of the Fifty-Fifth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 538 to 545) were read by the Clerk and were placed on file:

Gov. Msg. No. 538, informing the Senate that on April 25, 2006, she signed into law Senate Bill No. 2593 as Act 20, entitled: "RELATING TO COURT FEES."

Gov. Msg. No. 539, informing the Senate that on April 25, 2006, she signed into law Senate Bill No. 2598 as Act 21, entitled: "RELATING TO FEES FOR ELECTRONIC FILING, SIGNING, SERVING, CERTIFICATION, AND VERIFICATION OF COURT DOCUMENTS."

Gov. Msg. No. 540, informing the Senate that on April 25, 2006, she signed into law Senate Bill No. 2050 as Act 22, entitled: "RELATING TO DEFINITION OF NEIGHBORHOOD ELECTRIC VEHICLE."

Gov. Msg. No. 541, informing the Senate that on April 25, 2006, she signed into law Senate Bill No. 2051 as Act 23, entitled: "RELATING TO COMMERCIAL DRIVER LICENSING."

Gov. Msg. No. 542, informing the Senate that on April 25, 2006, she signed into law Senate Bill No. 2332 as Act 24, entitled: "RELATING TO HOUSING."

Gov. Msg. No. 543, informing the Senate that on April 25, 2006, she signed into law Senate Bill No. 2506 as Act 25, entitled: "RELATING TO THE REPRODUCTIVE RIGHTS PROTECTION COMMITTEE."

Gov. Msg. No. 544, informing the Senate that on April 25, 2006, she signed into law House Bill No. 2275 as Act 26, entitled: "MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE."

Gov. Msg. No. 545, informing the Senate that on April 25, 2006, she signed into law Senate Bill No. 2263 as Act 27, entitled: "RELATING TO CHAPTER 134."

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 836 and 837) were read by the Clerk and were placed on file:

Hse. Com. No. 836, returning S.C.R. No. 58, which was adopted by the House of Representatives on April 25, 2006.

Hse. Com. No. 837, returning S.C.R. No. 107, which was adopted by the House of Representatives on April 25, 2006.

CONFERENCE COMMITTEE REPORTS

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 427, S.D. 1, presented a report (Conf. Com. Rep. No. 12-06) recommending that S.B. No. 427, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 12-06 and S.B. No. 427, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PASSENGER SAFETY," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 706, S.D. 2, presented a report (Conf. Com. Rep. No. 13-06) recommending that S.B. No. 706, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 13-06 and S.B. No. 706, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR VIOLATIONS INVOLVING MINORS," was deferred for a period of 48 hours.

Senator Ige, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2667, S.D. 2, presented a report (Conf. Com. Rep. No. 14-06) recommending that S.B. No. 2667, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 14-06 and S.B. No. 2667, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2237, S.D. 1, presented a report (Conf. Com. Rep. No. 15-06) recommending that S.B. No. 2237, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 15-06 and S.B. No. 2237, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE RISK MANAGEMENT," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2021, S.D. 2, presented a report (Conf. Com. Rep. No. 16-06) recommending that S.B. No. 2021, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 16-06 and S.B. No. 2021, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2639, H.D. 2, presented a report (Conf.

Com. Rep. No. 55-06) recommending that H.B. No. 2639, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 55-06 and H.B. No. 2639, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS WHILE OPERATING A MOTOR VEHICLE," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1861, presented a report (Conf. Com. Rep. No. 56-06) recommending that H.B. No. 1861, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 56-06 and H.B. No. 1861, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 862, H.D. 2, presented a report (Conf. Com. Rep. No. 57-06) recommending that H.B. No. 862, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 57-06 and H.B. No. 862, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC OFFENSES," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2422, H.D. 1, presented a report (Conf. Com. Rep. No. 58-06) recommending that H.B. No. 2422, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 58-06 and H.B. No. 2422, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 386, H.D. 1, presented a report (Conf. Com. Rep. No. 59-06) recommending that H.B. No. 386, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 59-06 and H.B. No. 386, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURTS," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3746) recommending that the Senate advise and consent to the nomination of GAY L. MATHEWS to the Credit Union Advisory Board, in accordance with Gov. Msg. No. 367.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3746 and Gov. Msg. No. 367 was deferred until Thursday, April 27, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3747) recommending that the Senate advise and consent to the nomination of ROSEMARIE E. AQUINO to the Commission on the Status of Women, in accordance with Gov. Msg. Nos. 401 and 402.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3747 and Gov. Msg. Nos. 401 and 402 was deferred until Thursday, April 27, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3748) recommending that the Senate advise and consent to the nomination of MAMO P. GRAHAM to the Commission on the Status of Women, in accordance with Gov. Msg. No. 403.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3748 and Gov. Msg. No. 403 was deferred until Thursday, April 27, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3749) recommending that the Senate advise and consent to the nomination of MARGARET KURODA MASUNAGA to the Commission on the Status of Women, in accordance with Gov. Msg. No. 404.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3749 and Gov. Msg. No. 404 was deferred until Thursday, April 27, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3750) recommending that the Senate advise and consent to the nominations to the Correctional Industries Advisory Committee of the following:

TAI SUK HAHN, in accordance with Gov. Msg. No. 445; and

THOMAS K. SING, in accordance with Gov. Msg. No. 446.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3750 and Gov. Msg. Nos. 445 and 446 was deferred until Thursday, April 27, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3751) recommending that the Senate advise and consent to the nomination of MALIA K.H. AKUTAGAWA ESQ. to the Island Burial Council, Island of Molokai, in accordance with Gov. Msg. No. 468.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3751 and Gov. Msg. No. 468 was deferred until Thursday, April 27, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3752) recommending that the Senate advise and consent to the nomination of T. KEHAULANI KRUSE to the Island Burial Council, Island of Oahu, in accordance with Gov. Msg. No. 469.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3752 and Gov. Msg. No. 469 was deferred until Thursday, April 27, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No.

3753) recommending that the Senate advise and consent to the nomination of DEE M. CROWELL to the Island Burial Council, Islands of Kauai and Niihau, in accordance with Gov. Msg. No. 470.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3753 and Gov. Msg. No. 470 was deferred until Thursday, April 27, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3754) recommending that the Senate advise and consent to the nomination of CAROL M. JUNG to the Board of Registration of the Island of Hawaii, in accordance with Gov. Msg. No. 489.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3754 and Gov. Msg. No. 489 was deferred until Thursday, April 27, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3755) recommending that the Senate advise and consent to the nomination of ULULANI K. SHERLOCK to the Island Burial Council, Island of Hawaii, in accordance with Gov. Msg. No. 503.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3755 and Gov. Msg. No. 503 was deferred until Thursday, April 27, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3756) recommending that the Senate advise and consent to the nomination of CHARLES KAULUWEHI MAXWELL SR. to the Island Burial Council, Islands of Maui and Lanai, in accordance with Gov. Msg. No. 504.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3756 and Gov. Msg. No. 504 was deferred until Thursday, April 27, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3757) recommending that the Senate advise and consent to the nomination of ANDREW MUTSUO HIROSE to the Board of Registration of the Islands of Maui, Molokai, Lanai, and Kahoolawe, in accordance with Gov. Msg. No. 517.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3757 and Gov. Msg. No. 517 was deferred until Thursday, April 27, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3758) recommending that the Senate advise and consent to the nomination of LOIS FUJISHIGE to the Kauai Aquatic Life and Wildlife Advisory Committee, in accordance with Gov. Msg. No. 316.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3758 and Gov. Msg. No. 316 was deferred until Thursday, April 27, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3759) recommending that the Senate advise and consent to the nomination of JAMES D. JACOBI PHD to the Natural Area Reserve System Commission, in accordance with Gov. Msg. No. 342.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3759 and Gov. Msg. No. 342 was deferred until Thursday, April 27, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3760) recommending that the Senate advise and consent to the nomination of GUY SEICHI MORIGUCHI to the Board of Certification of Public Water System Operators, in accordance with Gov. Msg. No. 399.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3760 and Gov. Msg. No. 399 was deferred until Thursday, April 27, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3761) recommending that the Senate advise and consent to the nomination of TIMOTHY E. JOHNS to the Board of Land and Natural Resources, in accordance with Gov. Msg. No. 407.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3761 and Gov. Msg. No. 407 was deferred until Thursday, April 27, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3762) recommending that the Senate advise and consent to the nomination of RANSOM A.K. PILTZ to the Land Use Commission, in accordance with Gov. Msg. No. 337.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3762 and Gov. Msg. No. 337 was deferred until Thursday, April 27, 2006.

Senator Kokubun, for the majority of the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3763) recommending that the Senate advise and consent to the nominations to the Hawaii Community Development Authority (HCDA) of the following:

EVELYN E. SOUZA, in accordance with Gov. Msg. No. 318; and

MAEDA C. TIMSON, in accordance with Gov. Msg. No. 366.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3763 and Gov. Msg. Nos. 318 and 366 was deferred until Thursday, April 27, 2006.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 3745 (Gov. Msg. Nos. 371 and 372):

Senator Fukunaga moved that Stand. Com. Rep. No. 3745 be received and placed on file, seconded by Senator Ige and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nominations to the Board of Directors of the High Technology Development Corporation of the following:

GAIL ANN HONDA PHD, term to expire June 30, 2010 (Gov. Msg. No. 371); and

ASSUMPTA C. RAPOZA, term to expire June 30, 2010 (Gov. Msg. No. 372),

seconded by Senator Ige.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (English, Menor, Taniguchi).

ADOPTION OF RESOLUTION

H.C.R. No. 278, H.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, H.C.R. No. 278, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS, DEPARTMENT OF TRANSPORTATION, DEPARTMENT OF HAWAIIAN HOME LANDS, DEPARTMENT OF LAND AND NATURAL RESOURCES, CITY AND COUNTY OF HONOLULU, HONOLULU BOARD OF WATER SUPPLY, QUEEN EMMA FOUNDATION, AND KAMEHAMEHA SCHOOLS TO SUPPORT THE ESTABLISHMENT OF A CULTURAL PRESERVE IN HA'IKU VALLEY AND NORTH HALAWA VALLEY," was adopted.

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM TUESDAY, APRIL 25, 2006

Stand. Com. Rep. No. 3743 (H.C.R. No. 11, H.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 11, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII INVASIVE SPECIES COUNCIL TO STUDY AND REPORT ON SPECIFIC STRATEGIES TO PREVENT THE SPREAD OF COQUI FROGS AND OTHER INVASIVE SPECIES," was adopted.

Stand. Com. Rep. No. 3744 (H.C.R. No. 300, H.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 300, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A LAND USE WORKING GROUP TO ADDRESS ISSUES RELATING TO NON-AGRICULTURAL ACTIVITY ON AGRICULTURALLY CLASSIFIED LANDS," was adopted.

FINAL READING

Conf. Com. Rep. No. 5-06 (S.B. No. 2213, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Inouye, seconded by Senator Espero and carried, Conf. Com. Rep. No. 5-06 was adopted and S.B. No. 2213, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORT ACTIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (English, Taniguchi).

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 2259, S.D. 1 (H.D. 1):

Senator Hanabusa moved that the Senate reconsider its action taken on April 13, 2006, in disagreeing to the

amendments proposed by the House to S.B. No. 2259, S.D. 1, seconded by Senator Hee and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 2259, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Hanabusa, Chun Oakland, Whalen). Noes, none.

Senator Hanabusa moved that the Senate agree to the amendments proposed by the House to S.B. No. 2259, S.D. 1, seconded by Senator Hee.

Senator Hanabusa noted:

"Mr. President, S.B. No. 2259, S.D. 1, H.D. 1, is relating to information charging. The change is really more a formatting matter than anything else. The attorney general said it's fine to agree to the House."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2259, S.D. 1, and S.B. No. 2259, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION CHARGING," was placed on the calendar for Final Reading on Thursday, April 27, 2006.

S.C.R. No. 12, S.D. 1 (H.D. 1):

Senator Sakamoto moved that the Senate reconsider its action taken on April 25, 2006, in disagreeing to the amendments proposed by the House to S.C.R. No. 12, S.D. 1, seconded by Senator Inouye and carried.

Senator Sakamoto moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 12, S.D. 1, seconded by Senator Inouye.

Senator Sakamoto noted:

"Mr. President, the House made minor amendments to this measure that are pretty much technical in nature."

At 11:49 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:50 o'clock a.m.

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 12, S.D. 1, and S.C.R. No. 12, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF DEFENSE PRESENT A HOMELAND SECURITY PLAN TO THE LEGISLATURE," was placed on the calendar for Final Adoption on Thursday, April 27, 2006.

S.C.R. No. 67, S.D. 1 (H.D. 1):

Senator Chun Oakland moved that the Senate reconsider its action taken on April 24, 2006, in disagreeing to the amendments proposed by the House to S.C.R. No. 67, S.D. 1, seconded by Senator Tsutsui and carried.

Senator Chun Oakland moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 67, S.D. 1, seconded by Senator Tsutsui.

Senator Chun Oakland noted:

“Mr. President, S.C.R. No. 67, requesting the Department of Human Services to ensure that the current Residential Alternatives Community Care Foster Family Home Service Array is not dismantled with the proposed Quest expansion program. The amendments were a product of agreement between the Department of Human Services, the case managers, and other interested stakeholders.

“Thank you.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 67, S.D. 1, and S.C.R. No. 67, S.D. 1, H.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES ENSURE THAT THE CURRENT RESIDENTIAL ALTERNATIVES COMMUNITY CARE FOSTER FAMILY HOMES SERVICE ARRAY IS NOT DISMANTLED WITH THE PROPOSED QUEST EXPANSION PROGRAM.” was placed on the calendar for Final Adoption on Thursday, April 27, 2006.

S.C.R. No. 70 (H.D. 1):

Senator Baker moved that the Senate reconsider its action taken on April 25, 2006, in disagreeing to the amendments proposed by the House to S.C.R. No. 70, seconded by Senator Chun Oakland and carried.

Senator Baker moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 70, seconded by Senator Chun Oakland.

Senator Baker noted:

“Mr. President, the substance of this resolution in the House draft was in a bill before us and it was determined that we really needed more information before we could act. So, the House Health Committee inquired if there was a Senate resolution that they could use, since the deadlines had been missed, to agree to this, and this is the result. So, I would ask my colleagues to vote in favor of the House draft.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 70 and S.C.R. No. 70, H.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO CONVENE A TASK FORCE TO DETERMINE A MEANS FOR A CHILD TO BE SCREENED PRIOR TO THE START OF THE CHILD’S EDUCATION, AT THE CHILD’S FIRST ENTRY INTO PRESCHOOL AND ELEMENTARY SCHOOL, TO PROVIDE FOR DIAGNOSIS, REFERRAL, CORRECTION OR TREATMENT, AND TO INTEGRATE THE EFFORTS OF COMMUNITY AND STATE ORGANIZATIONS RELATED TO SCREENING UNDER THIS HAWAII CHILDHOOD SCREENING INITIATIVE,” was placed on the calendar for Final Adoption on Thursday, April 27, 2006.

S.C.R. No. 98, S.D. 1 (H.D. 1):

Senator Kokubun moved that the Senate reconsider its action taken on April 25, 2006, in disagreeing to the amendments proposed by the House to S.C.R. No. 98, S.D. 1, seconded by Senator Hooser and carried.

Senator Kokubun moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 98, S.D. 1, seconded by Senator Hooser.

Senator Kokubun noted:

“Mr. President, the amendments that the House propose are really technical in nature and do not take away at all from the substance of the resolution.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 98, S.D. 1, and S.C.R. No. 98, S.D. 1, H.D. 1, entitled: “SENATE CONCURRENT RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO PROCEED WITH CAUTION IN REVIEWING DEVELOPMENTS ON STEEP HILLSIDES WITH POTENTIAL ROCKFALL HAZARDS,” was placed on the calendar for Final Adoption on Thursday, April 27, 2006.

S.C.R. No. 117, S.D. 1 (H.D. 1):

Senator Baker moved that the Senate reconsider its action taken on April 25, 2006, in disagreeing to the amendments proposed by the House to S.C.R. No. 117, S.D. 1, seconded by Senator Chun Oakland and carried.

Senator Baker moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 117, S.D. 1, seconded by Senator Chun Oakland.

Senator Baker noted:

“Mr. President, the difference is that the Senate version had asked the director of the Department of Health to convene the task force, but because the task force has other agencies as well as other jurisdictions, the Senate would agree that the House has the more appropriate convener, that being the Governor.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 117, S.D. 1, and S.C.R. No. 117, S.D. 1, H.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A TASK FORCE TO EVALUATE AND RECOMMEND POSSIBLE PROCEDURAL, STATUTORY, AND PUBLIC POLICY CHANGES TO MINIMIZE THE CENSUS AT HAWAII STATE HOSPITAL AND PROMOTE COMMUNITY-BASED HEALTH SERVICES FOR FORENSIC PATIENTS,” was placed on the calendar for Final Adoption on Thursday, April 27, 2006.

S.C.R. No. 118, S.D. 1 (H.D. 1):

Senator Baker moved that the Senate reconsider its action taken on April 25, 2006, in disagreeing to the amendments proposed by the House to S.C.R. No. 118, S.D. 1, seconded by Senator Chun Oakland and carried.

Senator Baker moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 118, S.D. 1, seconded by Senator Chun Oakland.

Senator Baker noted:

“Mr. President, the Senate heard a similar resolution, however, we had requested the Department of Health to convene the task force looking at how our FQHCs might find additional financing for capital improvements. The House draft requests that Budget and Finance do it and we agree that Budget and Finance probably has more expertise at this than the Department of Health.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 118, S.D. 1, and S.C.R. No. 118, S.D. 1, H.D. 1, entitled:

“SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUDGET AND FINANCE TO CONVENE A TASK FORCE TO RESEARCH AVENUES OF APPROPRIATE FINANCING FOR CAPITAL IMPROVEMENTS FOR FEDERALLY QUALIFIED HEALTH CENTERS, INCLUDING USE OF REVOLVING LOAN FUNDS,” was placed on the calendar for Final Adoption on Thursday, April 27, 2006.

APPOINTMENT OF CONFEREES

H.B. No. 2440, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2440, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Hanabusa, Taniguchi, co-chairs; Espero, Hogue as managers on the part of the Senate at such conference.

S.C.R. No. 81, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.C.R. No. 81, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Baker, Fukunaga, Trimble as managers on the part of the Senate at such conference.

S.C.R. No. 196, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.C.R. No. 196, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kokubun, chair; Kim, Ige, co-chairs; Slom as managers on the part of the Senate at such conference.

ADJOURNMENT

At 11:57 o'clock a.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 6:30 o'clock p.m., Thursday, April 27, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FIFTY-SEVENTH DAY

Thursday, April 27, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 6:53 o'clock p.m. with the President in the Chair.

The Divine Blessing was invoked by Ms. Keli'ihoyalani Wilson, after which the Roll was called showing all Senators present with the exception of Senators Kanno and Taniguchi who were excused.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 546 to 565) were read by the Clerk and were placed on file:

Gov. Msg. No. 546, informing the Senate that on April 25, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

Senate Bill No. 2581 as Act 28, entitled: "RELATING TO THE BACKLOG IN UNSERVED ARREST WARRANTS."

"Dear Mr. President and Members of the Senate:

Re: Senate Bill No. 2581 SD1

On April 25, 2006, Senate Bill No. 2581, entitled 'Relating to the Backlog in Unserved Arrest Warrants' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

This bill seeks to reduce the backlog of unserved arrest warrants by (1) authorizing county police officers and public safety officers with police powers to serve arrest warrants, and (2) requiring the Attorney General to adopt rules pursuant to chapter 91, Hawaii Revised Statutes, through which retired police officers or public safety officers may be authorized to serve arrest warrants.

It should be pointed out that county police officers and public safety officers already have the authority to serve arrest warrants. Hiring retired law enforcement personnel is also currently possible and these rehires could serve arrest warrants if the department that hired them has such authority.

While this bill assigns to the Attorney General responsibility for adopting administrative rules to provide for authorizing retired county police officers and retired State public safety officers to serve certain arrest warrants, it fails to specify which State entity is responsible for administering such a program.

Further, this bill does not appropriate funds to compensate retired officers and to supervise the service of the arrest warrants.

This bill, alone, will not accomplish the goal of reducing the backlog in unserved arrest warrants. It will be incumbent upon the next session of the Legislature to remedy the aforementioned shortcomings of this measure with legislation placing the program under the jurisdiction of an agency, such as the Judiciary, and providing funding commensurate to ensure its purpose is served.

Therefore, I allowed Senate Bill No. 2581 SD1 to become law as Act 28 effective April 25, 2006 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 547, informing the Senate that on April 26, 2006, she signed into law Senate Bill No. 2608 as Act 29, entitled: "RELATING TO GUARDIAN AND PROTECTIVE PROCEEDINGS."

Gov. Msg. No. 548, informing the Senate that on April 26, 2006, she signed into law Senate Bill No. 2296 as Act 30, entitled: "RELATING TO NURSES."

Gov. Msg. No. 549, informing the Senate that on April 26, 2006, she signed into law Senate Bill No. 2226 as Act 31, entitled: "RELATING TO DENTISTS."

Gov. Msg. No. 550, informing the Senate that on April 26, 2006, she signed into law House Bill No. 2885 as Act 32, entitled: "RELATING TO ADULT ENTERTAINMENT PRODUCTS."

Gov. Msg. No. 551, informing the Senate that on April 26, 2006, she signed into law House Bill No. 2347 as Act 33, entitled: "MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF EDUCATION STUDENT TRANSPORTATION."

Gov. Msg. No. 552, informing the Senate that on April 26, 2006, she signed into law House Bill No. 2303 as Act 34, entitled: "RELATING TO CHILD SUPPORT ENFORCEMENT."

Gov. Msg. No. 553, dated April 26, 2006, transmitting her statement of objections to House Bill No. 2208 which she has returned to the House of Representatives without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 26, 2006

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 2208

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2208, entitled 'A Bill for an Act Relating to Counties.'

The stated purpose of this bill is to extend the statute of limitations for actions against the counties for damage or injury from six month to two years.

This bill is objectionable because it is inconsistent with the intended purpose of section 46-72, Hawaii Revised Statutes, which was to create a claims procedure as a prerequisite to the filing of a lawsuit, not to establish a limitations period for filing a lawsuit. Notification of a claim within six months of the occurrence of the incident giving rise to the claim is to allow for

a prompt investigation while facts and circumstances are still fresh, witnesses are still available, and conditions remain substantially the same. An early review of claims would minimize unnecessary litigation, because a determination can be made whether the claim is frivolous or should be settled before a lawsuit is filed. If the claim is denied, the claimant still has the option to file a lawsuit within the two-year statute of limitations set forth in section 657-7, Hawaii Revised Statutes.

The claims procedure provided by section 46-72 will become a nullity if the time to submit a written notice of a claim were identical to the time to file a lawsuit.

For the foregoing reasons, I am returning House Bill No. 2208 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 554, informing the Senate that on April 26, 2006, she signed into law House Bill No. 1242 as Act 35, entitled: "RELATING TO SECTION 453-16, HAWAII REVISED STATUTES."

Gov. Msg. No. 555, informing the Senate that on April 26, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

Senate Bill No. 2602 as Act 36, entitled: "RELATING TO ADULT PROBATION RECORDS."

"Dear Mr. President and Members of the Senate:

Re: Senate Bill No. 2602 SD1

On April 26, 2006, Senate Bill No. 2602, entitled 'Relating to Adult Probation Records' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

This bill adds persons and entities to the list of those who are allowed access to adult probation records to include court officers and designated social workers. The bill also allows the court to give contact information of current and former defendants to attorneys or collection agencies contracted to collect court penalties, fees, and judgments.

The statutory changes under Senate Bill No. 2602 have generally met the original intent of the bill to improve services to offenders, victims, and the community through selective release of information under collaborative relationships. The bill sought the release of information to selected individuals who facilitated the collection of delinquent monetary penalties and restitution. It also sought release of information to service providers to ensure offenders receive the proper substance abuse treatment.

The standard practice in substance abuse treatment is that the risk assessment and need for treatment services are obtained by a provider before placement decisions are made. Senate Bill No. 2602, however, states that the defendant's risk assessment and need for treatment services 'shall be given only upon the acceptance or admittance of the defendant into a treatment program.' Providing such information after the client is admitted is contrary to standard clinical practice, since a client should be admitted only if there is an assessed need for treatment.

Treatment providers, which are private nonprofit entities, objected to the above provision since it may result in admissions of clients who require specialized services that may be beyond a provider's program capacity or are inappropriate for the offender.

The Judiciary has indicated that despite these possible problems, they are willing to monitor the effects of the law and make suggested statutory changes to the 2007 Legislature.

Therefore, I allowed Senate Bill No. 2602 SD1 to become law as Act 36 effective April 26, 2006 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 556, informing the Senate that on April 27, 2006, she signed into law House Bill No. 2215 as Act 37, entitled: "RELATING TO CONCESSIONS ON PUBLIC PROPERTY."

Gov. Msg. No. 557, informing the Senate that on April 27, 2006, she signed into law House Bill No. 2476 as Act 38, entitled: "RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS."

Gov. Msg. No. 558, informing the Senate that on April 27, 2006, she signed into law House Bill No. 2309 as Act 39, entitled: "RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Gov. Msg. No. 559, informing the Senate that on April 27, 2006, she signed into law House Bill No. 2311 as Act 40, entitled: "RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Gov. Msg. No. 560, informing the Senate that on April 27, 2006, she signed into law House Bill No. 2317 as Act 41, entitled: "RELATING TO HEALTH INSURANCE."

Gov. Msg. No. 561, informing the Senate that on April 27, 2006, she signed into law House Bill No. 2286 as Act 42, entitled: "RELATING TO CHILD SUPPORT ENFORCEMENT."

Gov. Msg. No. 562, informing the Senate that on April 27, 2006, she signed into law House Bill No. 2287 as Act 43, entitled: "RELATING TO CHILD SUPPORT ENFORCEMENT."

Gov. Msg. No. 563, informing the Senate that on April 27, 2006, she signed into law House Bill No. 1819 as Act 44, entitled: "RELATING TO CHAPTER 281, HAWAII REVISED STATUTES."

Gov. Msg. No. 564, informing the Senate that on April 27, 2006, she signed into law House Bill No. 2857 as Act 45, entitled: "RELATING TO HISTORIC PRESERVATION."

Gov. Msg. No. 565, informing the Senate that on April 27, 2006, she signed into law House Bill No. 3126 as Act 46, entitled: "RELATING TO RAPID IDENTIFICATION DOCUMENTS."

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 838 to 842) were read by the Clerk and were placed on file:

Hse. Com. No. 838, informing the Senate that S.B. No. 2213, S.D. 2, H.D. 2, C.D. 1, passed Final Reading in the House of Representatives on April 26, 2006.

Hse. Com. No. 839, returning S.C.R. No. 233, which was adopted by the House of Representatives on April 26, 2006.

Hse. Com. No. 840, informing the Senate that the Speaker on April 26, 2006, appointed Representatives Caldwell, Takamine, co-chairs, Stevens as managers on the part of the House for the consideration of amendments proposed by the House to S.B. No. 2190, S.D. 1 (H.D. 2).

Hse. Com. No. 841, informing the Senate that the Speaker on April 27, 2006, made the following change to the conferees on the following bill:

H.B. No. 970, H.D. 1 (S.D. 1):

Added Representative Waters as a manager.

Hse. Com. No. 842, informing the Senate that the Speaker on April 27, 2006, made the following changes to the conferees on the following bills:

H.B. No. 169, H.D. 1 (S.D. 1):

Replaced Representative Abinsay with Representative Chang as chair.

H.B. No. 328 (S.D. 1):

Replaced Representative Abinsay with Representative Chang as co-chair.

H.B. No. 330, H.D. 1 (S.D. 2):

Replaced Representative Abinsay with Representative Chang as co-chair.

H.B. No. 954, H.D. 1 (S.D. 2):

Replaced Representative Abinsay with Representative Chang as co-chair.

H.B. No. 955, H.D. 1 (S.D. 2):

Replaced Representative Abinsay with Representative Chang as co-chair.

H.B. No. 1033, H.D. 1 (S.D. 2):

Replaced Representative Abinsay with Representative Chang as co-chair.

H.B. No. 1082, H.D. 3 (S.D. 2):

Replaced Representative Abinsay with Representative Chang as co-chair.

H.B. No. 1200, H.D. 2 (S.D. 2):

Replaced Representative Abinsay with Representative Chang as co-chair.

H.B. No. 1360, H.D. 2 (S.D. 2):

Replaced Representative Abinsay with Representative Chang as co-chair.

H.B. No. 1843, H.D. 1 (S.D. 2):

Replaced Representative Abinsay with Representative Chang as co-chair.

H.B. No. 1928, H.D. 2 (S.D. 2):

Replaced Representative Abinsay with Representative Chang as co-chair.

H.B. No. 2145, H.D. 2 (S.D. 1):

Replaced Representative Abinsay with Representative Chang as co-chair.

H.B. No. 2146, H.D. 1 (S.D. 1):

Replaced Representative Abinsay with Representative Chang as co-chair.

H.B. No. 2179, H.D. 2 (S.D. 2):

Replaced Representative Abinsay with Representative Chang as co-chair.

H.B. No. 2271, H.D. 1 (S.D. 2):

Replaced Representative Abinsay with Representative Chang as co-chair.

H.B. No. 2763, H.D. 1 (S.D. 2):

Replaced Representative Abinsay with Representative Chang as co-chair.

H.B. No. 2771, H.D. 2 (S.D. 1):

Replaced Representative Abinsay with Representative Chang as co-chair.

H.B. No. 2772, H.D. 1 (S.D. 2):

Replaced Representative Abinsay with Representative Chang as co-chair.

H.B. No. 2774, H.D. 1 (S.D. 2):

Replaced Representative Abinsay with Representative Chang as co-chair.

H.B. No. 2796, H.D. 1 (S.D. 1):

Replaced Representative Abinsay with Representative Chang as co-chair.

S.B. No. 244, S.D. 2 (H.D. 1):

Replaced Representative Abinsay with Representative Chang as co-chair.

S.B. No. 1065, S.D. 2 (H.D. 1):

Replaced Representative Abinsay with Representative Chang as co-chair.

S.B. No. 1268, S.D. 2 (H.D. 2):
Replaced Representative Abinsay with Representative Chang as co-chair.

Offered by: Senator Inouye.

Referred to: Committee on Transportation and Government Operations

S.B. No. 1899, S.D. 1 (H.D. 1):

Replaced Representative Abinsay with Representative Chang as co-chair.

CONFERENCE COMMITTEE REPORTS

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1223, S.D. 2, presented a report (Conf. Com. Rep. No. 17-06) recommending that S.B. No. 1223, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

S.B. No. 2155, S.D. 2 (H.D. 1):

Replaced Representative Abinsay with Representative Chang as co-chair.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 17-06 and S.B. No. 1223, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NEGOTIABLE INSTRUMENTS," was deferred for a period of 48 hours.

S.B. No. 2485, S.D. 2 (H.D. 2):

Replaced Representative Abinsay with Representative Chang as co-chair.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2244, S.D. 1, presented a report (Conf. Com. Rep. No. 18-06) recommending that S.B. No. 2244, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

S.B. No. 2486, S.D. 2 (H.D. 1):

Replaced Representative Abinsay with Representative Chang as co-chair.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 18-06 and S.B. No. 2244, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXPUNGEMENTS," was deferred for a period of 48 hours.

S.B. No. 2492, S.D. 1 (H.D. 1):

Replaced Representative Abinsay with Representative Chang as co-chair.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2600, S.D. 1, presented a report (Conf. Com. Rep. No. 19-06) recommending that S.B. No. 2600, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

S.B. No. 2753, S.D. 1 (H.D. 2):

Replaced Representative Abinsay with Representative Chang as co-chair.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 19-06 and S.B. No. 2600, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC COURT RECORDS, DOCUMENTS, PROCESSES, AND CERTIFICATES," was deferred for a period of 48 hours.

S.B. No. 2954, S.D. 2 (H.D. 2):

Replaced Representative Abinsay with Representative Chang as co-chair.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3180, S.D. 1, presented a report (Conf. Com. Rep. No. 20-06) recommending that S.B. No. 3180, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

S.B. No. 3049, S.D. 1 (H.D. 1):

Replaced Representative Abinsay with Representative Chang as co-chair.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 20-06 and S.B. No. 3180, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COUNTIES," was deferred for a period of 48 hours.

S.B. No. 3076, S.D. 1 (H.D. 1):

Replaced Representative Abinsay with Representative Chang as co-chair.

S.B. No. 3078, S.D. 2 (H.D. 1):

Replaced Representative Abinsay with Representative Chang as co-chair.

SENATE RESOLUTION

The following resolution (S.R. No. 163) was read by the Clerk and was referred to committee:

Senate Resolution

No. 163 "SENATE RESOLUTION ENCOURAGING THE DEPARTMENT OF TRANSPORTATION, WITH COOPERATION FROM THE DEPARTMENT OF LAND AND NATURAL RESOURCES, TO ASSIST IN THE STATE AND NATIONAL POLICIES TO REDUCE RELIANCE UPON FOSSIL FUELS AND TO PROMOTE THE DEVELOPMENT OF AN ETHANOL INDUSTRY IN THE STATE OF HAWAII."

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3254, S.D. 2, presented a report (Conf. Com. Rep. No. 21-06) recommending that S.B. No. 3254, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 21-06 and S.B. No. 3254, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOME AND COMMUNITY-BASED SERVICES," was deferred for a period of 48 hours.

Senator Ige, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2430, S.D. 2, presented a report (Conf.

Com. Rep. No. 22-06) recommending that S.B. No. 2430, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 22-06 and S.B. No. 2430, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2227, S.D. 2, presented a report (Conf. Com. Rep. No. 23-06) recommending that S.B. No. 2227, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 23-06 and S.B. No. 2227, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2004, S.D. 1, presented a report (Conf. Com. Rep. No. 24-06) recommending that S.B. No. 2004, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 24-06 and S.B. No. 2004, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2006, S.D. 3, presented a report (Conf. Com. Rep. No. 25-06) recommending that S.B. No. 2006, S.D. 3, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 25-06 and S.B. No. 2006, S.D. 3, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT PROHIBITING SALES OF OPIHI," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2358, S.D. 2, presented a report (Conf. Com. Rep. No. 26-06) recommending that S.B. No. 2358, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 26-06 and S.B. No. 2358, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTION OF FOREST RESERVES," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2501, S.D. 1, presented a report (Conf. Com. Rep. No. 27-06) recommending that S.B. No. 2501, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 27-06 and S.B. No. 2501, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by

the House to S.B. No. 3076, S.D. 1, presented a report (Conf. Com. Rep. No. 28-06) recommending that S.B. No. 3076, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 28-06 and S.B. No. 3076, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COQUI FROGS," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2298, S.D. 1, presented a report (Conf. Com. Rep. No. 29-06) recommending that S.B. No. 2298, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 29-06 and S.B. No. 2298, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 448E, HAWAII REVISED STATUTES," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3065, S.D. 1, presented a report (Conf. Com. Rep. No. 30-06) recommending that S.B. No. 3065, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 30-06 and S.B. No. 3065, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ONE CALL CENTER ADVISORY COMMITTEE," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 743, S.D. 2, presented a report (Conf. Com. Rep. No. 31-06) recommending that S.B. No. 743, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 31-06 and S.B. No. 743, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 826, presented a report (Conf. Com. Rep. No. 32-06) recommending that S.B. No. 826, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 32-06 and S.B. No. 826, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2162, S.D. 2, presented a report (Conf. Com. Rep. No. 33-06) recommending that S.B. No. 2162, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 33-06 and S.B. No. 2162, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CHILDREN," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2188, S.D. 1, presented a report (Conf. Com. Rep. No. 34-06) recommending that S.B. No. 2188, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 34-06 and S.B. No. 2188, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A COMMISSION ON FATHERHOOD," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2327, S.D. 2, presented a report (Conf. Com. Rep. No. 35-06) recommending that S.B. No. 2327, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 35-06 and S.B. No. 2327, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE OR NEGLECT REPORTING," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2328, S.D. 2, presented a report (Conf. Com. Rep. No. 36-06) recommending that S.B. No. 2328, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 36-06 and S.B. No. 2328, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOTICE TO FOSTER PARENTS FOR CHAPTER 587, HAWAII REVISED STATUTES, CHILD PROTECTIVE ACT HEARINGS," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2248, S.D. 2, presented a report (Conf. Com. Rep. No. 37-06) recommending that S.B. No. 2248, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 37-06 and S.B. No. 2248, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOLICITATION OF FUNDS FOR CHARITABLE PURPOSES," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2360, S.D. 2, presented a report (Conf. Com. Rep. No. 38-06) recommending that S.B. No. 2360, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 38-06 and S.B. No. 2360, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GROUNDED VESSELS," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2485, S.D. 2, presented a report (Conf. Com. Rep. No. 39-06) recommending that S.B. No. 2485, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 39-06 and S.B. No. 2485, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2487, presented a report (Conf. Com. Rep. No. 40-06) recommending that S.B. No. 2487, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 40-06 and S.B. No. 2487, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2199, H.D. 2, presented a report (Conf. Com. Rep. No. 60-06) recommending that H.B. No. 2199, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 60-06 and H.B. No. 2199, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL TRADE AGREEMENT," was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1955, H.D. 1, presented a report (Conf. Com. Rep. No. 61-06) recommending that H.B. No. 1955, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 61-06 and H.B. No. 1955, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LITTER CONTROL," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2367, H.D. 1, presented a report (Conf. Com. Rep. No. 62-06) recommending that H.B. No. 2367, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 62-06 and H.B. No. 2367, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR SERVICE PROVIDERS OF THE OFFICE OF YOUTH SERVICES," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1809, H.D. 2, presented a report (Conf. Com. Rep. No. 63-06) recommending that H.B. No. 1809, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 63-06 and H.B. No. 1809, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER'S LICENSE," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by

the Senate to H.B. No. 2343, H.D. 1, presented a report (Conf. Com. Rep. No. 64-06) recommending that H.B. No. 2343, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 64-06 and H.B. No. 2343, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 3121, H.D. 2, presented a report (Conf. Com. Rep. No. 65-06) recommending that H.B. No. 3121, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 65-06 and H.B. No. 3121, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2974, presented a report (Conf. Com. Rep. No. 66-06) recommending that H.B. No. 2974, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 66-06 and H.B. No. 2974, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2899, H.D. 1, presented a report (Conf. Com. Rep. No. 67-06) recommending that H.B. No. 2899, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 67-06 and H.B. No. 2899, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JUDGMENT LIENS," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 3217, H.D. 1, presented a report (Conf. Com. Rep. No. 68-06) recommending that H.B. No. 3217, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 68-06 and H.B. No. 3217, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KUPUNA RECOGNITION DAY," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2039, H.D. 2, presented a report (Conf. Com. Rep. No. 69-06) recommending that H.B. No. 2039, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 69-06 and H.B. No. 2039, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DECONTAMINATION OF ILLEGAL DRUG MANUFACTURING SITES," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2503, H.D. 2, presented a report (Conf. Com. Rep. No. 70-06) recommending that H.B. No. 2503, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 70-06 and H.B. No. 2503, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DERELICT VEHICLE," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1935, H.D. 1, presented a report (Conf. Com. Rep. No. 71-06) recommending that H.B. No. 1935, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 71-06 and H.B. No. 1935, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3764) recommending that H.C.R. No. 48, H.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3764 and H.C.R. No. 48, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE FEDERAL GOVERNMENT ALLOW NATIONAL GUARD MEMBERS AND MILITARY RESERVISTS WITH TWENTY OR MORE YEARS OF SERVICE TO RETIRE WITH FULL RETIREMENT BENEFITS AT AGE FIFTY-FIVE," was deferred until Friday, April 28, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3765) recommending that H.C.R. No. 230 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3765 and H.C.R. No. 230, entitled: "HOUSE CONCURRENT RESOLUTION APPROVING AND AUTHORIZING THE ESTABLISHMENT OF STATE-PROVINCE RELATIONS OF FRIENDSHIP BETWEEN THE STATE OF HAWAII OF THE UNITED STATES OF AMERICA AND THE PROVINCE OF ISABELA OF THE REPUBLIC OF THE PHILIPPINES," was deferred until Friday, April 28, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3766) recommending that the Senate advise and consent to the nomination of ALAN MUN LEONG YEE to the Board of Taxation Review, 1st Taxation District (Oahu), in accordance with Gov. Msg. No. 396.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3766 and Gov. Msg. No. 396 was deferred until Friday, April 28, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3767) recommending that the Senate advise and consent to the nomination of MICHAEL CHANG to the Board of Taxation Review, 3rd Taxation District (Hawaii), in accordance with Gov. Msg. No. 397.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3767 and Gov. Msg. No. 397 was deferred until Friday, April 28, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3768) recommending that the Senate advise and consent to the nomination of RONALD WILLIAM PEEREN to the Board of Taxation Review, 4th Taxation District (Kauai), in accordance with Gov. Msg. No. 398.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3768 and Gov. Msg. No. 398 was deferred until Friday, April 28, 2006.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3769) recommending that the Senate advise and consent to the nomination of MELANIE KING to the Tax Review Commission, in accordance with Gov. Msg. No. 520.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3769 and Gov. Msg. No. 520 was deferred until Friday, April 28, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3770) recommending that H.C.R. No. 200, H.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3770 and H.C.R. No. 200, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT AN ANALYSIS OF INCENTIVES TO PROMOTE LANDOWNER PROTECTION OF IMPORTANT MAUKA LANDS;" was deferred until Friday, April 28, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3771) recommending that H.C.R. No. 180, H.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3771 and H.C.R. No. 180, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF AGRICULTURE AND THE AGRIBUSINESS DEVELOPMENT CORPORATION TO SEEK FEDERAL MATCHING FUNDS FOR THE IRRIGATION REPAIR AND MAINTENANCE SPECIAL FUND," was deferred until Friday, April 28, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3772) recommending that the Senate advise and consent to the nominations to the Board of Agriculture of the following:

CARL A. CARLSON, JR., in accordance with Gov. Msg. No. 315;

DIANE L. LEY, in accordance with Gov. Msg. No. 377; and

DERRICK F. NISHIMURA, in accordance with Gov. Msg. No. 378.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3772 and Gov. Msg. Nos. 315, 377 and 378 was deferred until Friday, April 28, 2006.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 3746 (Gov. Msg. No. 367):

Senator Espero moved that Stand. Com. Rep. No. 3746 be received and placed on file, seconded by Senator Ige and carried.

Senator Espero then moved that the Senate advise and consent to the nomination of GAY L. MATHEWS to the Credit Union Advisory Board, term to expire June 30, 2010, seconded by Senator Ige.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Stand. Com. Rep. No. 3747 (Gov. Msg. Nos. 401 and 402):

Senator Hanabusa moved that Stand. Com. Rep. No. 3747 be received and placed on file, seconded by Senator Hee and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of ROSEMARIE E. AQUINO to the Commission on the Status of Women, terms to expire June 30, 2006, and June 30, 2010, seconded by Senator Hee.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Stand. Com. Rep. No. 3748 (Gov. Msg. No. 403):

Senator Hanabusa moved that Stand. Com. Rep. No. 3748 be received and placed on file, seconded by Senator Hee and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of MAMO P. GRAHAM to the Commission on the Status of Women, term to expire June 30, 2010, seconded by Senator Hee.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Stand. Com. Rep. No. 3749 (Gov. Msg. No. 404):

Senator Hanabusa moved that Stand. Com. Rep. No. 3749 be received and placed on file, seconded by Senator Hee and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of MARGARET KURODA MASUNAGA to the Commission on the Status of Women, term to expire June 30, 2010, seconded by Senator Hee.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Stand. Com. Rep. No. 3750 (Gov. Msg. Nos. 445 and 446):

Senator Hanabusa moved that Stand. Com. Rep. No. 3750 be received and placed on file, seconded by Senator Hee and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nominations to the Correctional Industries Advisory Committee of the following:

TAI SUK HAHN, term to expire June 30, 2010 (Gov. Msg. No. 445); and

THOMAS K. SING, term to expire June 30, 2008 (Gov. Msg. No. 446),

seconded by Senator Hee.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Stand. Com. Rep. No. 3751 (Gov. Msg. No. 468):

Senator Hanabusa moved that Stand. Com. Rep. No. 3751 be received and placed on file, seconded by Senator Hee and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of MALIA K. H. AKUTAGAWA ESQ. to the Island Burial Council, Island of Molokai, term to expire June 30, 2008, seconded by Senator Hee.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Stand. Com. Rep. No. 3752 (Gov. Msg. No. 469):

Senator Hanabusa moved that Stand. Com. Rep. No. 3752 be received and placed on file, seconded by Senator Hee and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of T. KEHAULANI KRUSE to the Island Burial Council, Island of Oahu, term to expire June 30, 2010, seconded by Senator Hee.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Stand. Com. Rep. No. 3753 (Gov. Msg. No. 470):

Senator Hanabusa moved that Stand. Com. Rep. No. 3753 be received and placed on file, seconded by Senator Hee and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of DEE M. CROWELL to the Island Burial Council, Islands of Kauai and Niihau, term to expire June 30, 2010, seconded by Senator Hee.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Stand. Com. Rep. No. 3754 (Gov. Msg. No. 489):

Senator Hanabusa moved that Stand. Com. Rep. No. 3754 be received and placed on file, seconded by Senator Hee and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of CAROL M. JUNG to the Board of Registration of the Island of Hawaii, term to expire June 30, 2009, seconded by Senator Hee.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Stand. Com. Rep. No. 3755 (Gov. Msg. No. 503):

Senator Hanabusa moved that Stand. Com. Rep. No. 3755 be received and placed on file, seconded by Senator Hee and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of ULULANI K. SHERLOCK to the Island Burial Council, Island of Hawaii, term to expire June 30, 2010, seconded by Senator Hee.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Stand. Com. Rep. No. 3756 (Gov. Msg. No. 504):

Senator Hanabusa moved that Stand. Com. Rep. No. 3756 be received and placed on file, seconded by Senator Hee and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of CHARLES KAULUWEHI MAXWELL SR. to the Island Burial Council, Islands of Maui and Lanai, term to expire June 30, 2010, seconded by Senator Hee.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Stand. Com. Rep. No. 3757 (Gov. Msg. No. 517):

Senator Hanabusa moved that Stand. Com. Rep. No. 3757 be received and placed on file, seconded by Senator Hee and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of ANDREW MUTSUO HIROSE to the Board of Registration of the Islands of Maui, Molokai, Lanai, and Kahoolawe, term to expire June 30, 2007, seconded by Senator Hee.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Stand. Com. Rep. No. 3758 (Gov. Msg. No. 316):

Senator Kokubun moved that Stand. Com. Rep. No. 3758 be received and placed on file, seconded by Senator Hooser and carried.

Senator Kokubun then moved that the Senate advise and consent to the nomination of LOIS FUJISHIGE to the Kauai Aquatic Life and Wildlife Advisory Committee, term to expire June 30, 2010, seconded by Senator Hooser.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Stand. Com. Rep. No. 3759 (Gov. Msg. No. 342):

Senator Kokubun moved that Stand. Com. Rep. No. 3759 be received and placed on file, seconded by Senator Hooser and carried.

Senator Kokubun then moved that the Senate advise and consent to the nomination of JAMES D. JACOBI PHD to the Natural Area Reserve System Commission, term to expire June 30, 2010, seconded by Senator Hooser.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Stand. Com. Rep. No. 3760 (Gov. Msg. No. 399):

Senator Kokubun moved that Stand. Com. Rep. No. 3760 be received and placed on file, seconded by Senator Hooser and carried.

Senator Kokubun then moved that the Senate advise and consent to the nomination of GUY SEICHI MORIGUCHI to the Board of Certification of Public Water System Operators, term to expire June 30, 2010, seconded by Senator Hooser.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Stand. Com. Rep. No. 3761 (Gov. Msg. No. 407):

Senator Kokubun moved that Stand. Com. Rep. No. 3761 be received and placed on file, seconded by Senator Hooser and carried.

Senator Kokubun then moved that the Senate advise and consent to the nomination of TIMOTHY E. JOHNS to the Board of Land and Natural Resources, term to expire June 30, 2010, seconded by Senator Hooser.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Stand. Com. Rep. No. 3762 (Gov. Msg. No. 337):

Senator Kokubun moved that Stand. Com. Rep. No. 3762 be received and placed on file, seconded by Senator Hooser and carried.

Senator Kokubun then moved that the Senate advise and consent to the nomination of RANSOM A.K. PILTZ to the Land Use Commission, term to expire June 30, 2010, seconded by Senator Hooser.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Stand. Com. Rep. No. 3763 (Gov. Msg. Nos. 318 and 366):

By unanimous consent, action on Stand. Com. Rep. No. 3763 and Gov. Msg. Nos. 318 and 366, were deferred until Tuesday, May 2, 2006.

FINAL ADOPTION

S.C.R. No. 12, S.D. 1, H.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 12, S.D. 1 and S.C.R. No. 12, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF DEFENSE PRESENT A HOMELAND SECURITY PLAN TO THE LEGISLATURE," was Finally Adopted.

S.C.R. No. 67, S.D. 1, H.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 67, S.D. 1 and S.C.R. No. 67, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES ENSURE THAT THE CURRENT RESIDENTIAL ALTERNATIVES COMMUNITY CARE FOSTER FAMILY HOMES SERVICE ARRAY IS NOT DISMANTLED WITH THE PROPOSED QUEST EXPANSION PROGRAM," was Finally Adopted.

S.C.R. No. 70, H.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 70 and S.C.R. No. 70, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO CONVENE A TASK FORCE TO DETERMINE A MEANS FOR A CHILD TO BE SCREENED PRIOR TO THE START OF THE CHILD'S EDUCATION, AT THE CHILD'S FIRST ENTRY INTO PRESCHOOL AND ELEMENTARY SCHOOL, TO PROVIDE FOR DIAGNOSIS, REFERRAL, CORRECTION OR TREATMENT, AND TO INTEGRATE THE EFFORTS OF COMMUNITY AND STATE ORGANIZATIONS RELATED TO SCREENING UNDER THIS HAWAII CHILDHOOD SCREENING INITIATIVE," was Finally Adopted.

S.C.R. No. 98, S.D. 1, H.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 98, S.D. 1 and S.C.R. No. 98, S.D. 1, H.D.

1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO PROCEED WITH CAUTION IN REVIEWING DEVELOPMENTS ON STEEP HILLSIDES WITH POTENTIAL ROCKFALL HAZARDS," was Finally Adopted.

S.C.R. No. 117, S.D. 1, H.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 117, S.D. 1 and S.C.R. No. 117, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A TASK FORCE TO EVALUATE AND RECOMMEND POSSIBLE PROCEDURAL, STATUTORY, AND PUBLIC POLICY CHANGES TO MINIMIZE THE CENSUS AT HAWAII STATE HOSPITAL AND PROMOTE COMMUNITY-BASED HEALTH SERVICES FOR FORENSIC PATIENTS," was Finally Adopted.

S.C.R. No. 118, S.D. 1, H.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 118, S.D. 1 and S.C.R. No. 118, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUDGET AND FINANCE TO CONVENE A TASK FORCE TO RESEARCH AVENUES OF APPROPRIATE FINANCING FOR CAPITAL IMPROVEMENTS FOR FEDERALLY QUALIFIED HEALTH CENTERS, INCLUDING USE OF REVOLVING LOAN FUNDS," was Finally Adopted.

FINAL READING

S.B. No. 2259, S.D. 1, H.D. 1:

On motion by Senator Hanabusa, seconded by Senator Hee and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2259, S.D. 1, and S.B. No. 2259, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION CHARGING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Conf. Com. Rep. No. 6-06 (S.B. No. 2924, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, Conf. Com. Rep. No. 6-06 was adopted and S.B. No. 2924, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Conf. Com. Rep. No. 7-06 (S.B. No. 2930, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, Conf. Com. Rep. No. 7-06 was adopted and S.B. No. 2930, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Conf. Com. Rep. No. 8-06 (S.B. No. 2243, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, Conf. Com. Rep. No. 8-06 was adopted and S.B. No. 2243, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BIOLOGICAL EVIDENCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Conf. Com. Rep. No. 9-06 (S.B. No. 695, H.D. 1, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Conf. Com. Rep. No. 9-06 was adopted and S.B. No. 695, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATIONAL CRIME PREVENTION AND PRIVACY COMPACT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Baker, Kanno, Menor, Taniguchi).

Conf. Com. Rep. No. 10-06 (S.B. No. 2265, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, Conf. Com. Rep. No. 10-06 was adopted and S.B. No. 2265, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMES AGAINST MINORS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Baker, Kanno, Taniguchi).

Conf. Com. Rep. No. 11-06 (S.B. No. 3051, S.D. 2, H.D. 1, C.D. 1):

Senator Ige moved that Conf. Com. Rep. No. 11-06 be adopted and S.B. No. 3051, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kim.

Senator Trimble rose in opposition to the measure and said:

"Mr. President, I rise in opposition to S.B. No. 3051.

"Colleagues, society develops standards to facilitate communication and understanding among its citizenry. We have a common language that we use. We have common unit of measure, a yardstick. We have a common currency. And when it comes to fiscal matters up until this point, the counties and the state have a common fiscal year. No evidence to me, overwhelming evidence, has been presented to convince me that the public interest would be served by having two or more fiscal years by the state and its entities. So I am casting a 'no' vote.

"I also would like to comment that usually in the corporate world when people try and change the fiscal year it's because they want to hide some statistics that would be apparent in a 12-year period and because people normally don't pay as close attention to a partial year. So, before you vote yes, please be convinced that there is an overwhelming public interest that will be served by having more than one fiscal year among our counties and perhaps counties and states.

“Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 11-06 was adopted and S.B. No. 3051, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COUNTY FISCAL ADMINISTRATION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Trimble). Excused, 3 (Baker, Kanno, Taniguchi).

Conf. Com. Rep. No. 52-06 (H.B. No. 2098, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 52-06 was adopted and H.B. No. 2098, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Baker, Kanno, Taniguchi).

Conf. Com. Rep. No. 53-06 (H.B. No. 2282, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Conf. Com. Rep. No. 53-06 was adopted and H.B. No. 2282, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CHAPTER 846E,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Baker, Kanno, Taniguchi).

Conf. Com. Rep. No. 54-06 (H.B. No. 2897, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator English and carried, Conf. Com. Rep. No. 54-06 was adopted and H.B. No. 2897, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO APPELLATE JURISDICTION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Baker, Kanno, Taniguchi).

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 744, S.D. 2 (H.D. 1):

Senator Menor moved that the Senate reconsider its action taken on April 13, 2006, in disagreeing to the amendments proposed by the House to S.B. No. 744, S.D. 2, seconded by Senator Hanabusa and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 744, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 3 (Menor, Hanabusa, Hogue). Noes, none.

Senator Menor moved that the Senate agree to the amendments proposed by the House to S.B. No. 744, S.D. 2, seconded by Senator Hanabusa.

Senator Menor noted:

“Mr. President, the House has basically made some technical amendments. I agree with those amendments and I think we should move forward with them.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 744, S.D. 2, and S.B. No. 744, S.D. 2, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION,” was placed on the calendar for Final Reading on Friday, April 28, 2006.

S.B. No. 785, S.D. 2 (H.D. 2):

Senator Fukunaga moved that the Senate reconsider its action taken on April 13, 2006, in disagreeing to the amendments proposed by the House to S.B. No. 785, S.D. 2, seconded by Senator Hanabusa and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 785, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 3 (Fukunaga, Hanabusa, Hogue). Noes, none. Excused, 1 (Ihara).

Senator Fukunaga moved that the Senate agree to the amendments proposed by the House to S.B. No. 785, S.D. 2, seconded by Senator Hanabusa.

Senator Fukunaga noted:

“Mr. President, this bill dealt with public meetings and the use of video conferencing to facilitate meetings, especially in remote locations. We agreed with the House amendments when we discovered that they actually made the bill a little bit better.

“Thank you.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 785, S.D. 2, and S.B. No. 785, S.D. 2, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS,” was placed on the calendar for Final Reading on Friday, April 28, 2006.

S.B. No. 2454, S.D. 1 (H.D. 2):

Senator Menor moved that the Senate reconsider its action taken on April 11, 2006, in disagreeing to the amendments proposed by the House to S.B. No. 2454, S.D. 1, seconded by Senator Kokubun and carried.

Senator Menor moved that the Senate agree to the amendments proposed by the House to S.B. No. 2454, S.D. 1, seconded by Senator Kokubun.

Senator Menor noted:

“Mr. President, again the amendments made by the House are technical in nature and I would agree with those amendments.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2454, S.D. 1, and S.B. No. 2454, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OUT-OF-STATE SALES OF TIME SHARE INTERESTS," was placed on the calendar for Final Reading on Friday, April 28, 2006.

S.B. No. 2704, S.D. 2 (H.D. 1):

Senator Sakamoto moved that the Senate reconsider its action taken on April 6, 2006, in disagreeing to the amendments proposed by the House to S.B. No. 2704, S.D. 2, seconded by Senator Tsutsui and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 2704, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 4 (Sakamoto, Taniguchi, Hooser, Hogue). Noes, none. Excused, 1 (Tsutsui).

Senator Sakamoto moved that the Senate agree to the amendments proposed by the House to S.B. No. 2704, S.D. 2, seconded by Senator Tsutsui.

Senator Sakamoto noted:

"Mr. President, this bill dealt with the repeal of the school level minor repair and maintenance account and part of our measure included how some funds would be allocated, but because it's a small amount of funds, we agreed that that wouldn't be required, so we agreed with the House."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2704, S.D. 2, and S.B. No. 2704, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was placed on the calendar for Final Reading on Friday, April 28, 2006.

S.B. No. 2913, S.D. 1 (H.D. 1):

Senator Menor moved that the Senate reconsider its action taken on April 13, 2006, in disagreeing to the amendments proposed by the House to S.B. No. 2913, S.D. 1, seconded by Senator English and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 2913, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 2 (Menor, Baker). Noes, none. Excused, 1 (Espero).

Senator Menor moved that the Senate agree to the amendments proposed by the House to S.B. No. 2913, S.D. 1, seconded by Senator English.

Senator Menor noted:

"Mr. President, again these are technical amendments to which I agree."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2913, S.D. 1, and S.B. No. 2913, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," was

placed on the calendar for Final Reading on Friday, April 28, 2006.

S.B. No. 3066, S.D. 1 (H.D. 1):

Senator Menor moved that the Senate reconsider its action taken on March 28, 2006, in disagreeing to the amendments proposed by the House to S.B. No. 3066, S.D. 1, seconded by Senator Espero and carried.

Senator Menor moved that the Senate agree to the amendments proposed by the House to S.B. No. 3066, S.D. 1, seconded by Senator Espero.

Senator Menor noted:

"Mr. President, more technical amendments and again I request that we agree to these amendments."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 3066, S.D. 1, and S.B. No. 3066, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEREST AND USURY," was placed on the calendar for Final Reading on Friday, April 28, 2006.

S.C.R. No. 32, S.D. 1 (H.D. 1):

Senator Espero moved that the Senate reconsider its action taken on April 25, 2006, in disagreeing to the amendments proposed by the House to S.C.R. No. 32, S.D. 1, seconded by Senator Kim and carried.

Senator Espero moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 32, S.D. 1, seconded by Senator Kim.

Senator Espero noted:

"Mr. President, the resolution which we acted upon dealt with the trade missions to China by DBEDT and we had the chief procurement officer and the ethics commission look into the matter. However, since our actions, the chief procurement officer has come out with a statement and report and although we may disagree at this time, we will go ahead with the House amendments that just has the state ethics commission looking into the trade missions.

"Thank you."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 32, S.D. 1, and S.C.R. No. 32, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE ETHICS COMMISSION TO REVIEW POSSIBLE ETHICS VIOLATIONS COMMITTED BY THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM," was placed on the calendar for Final Adoption on Friday, April 28, 2006.

S.C.R. No. 159, S.D. 1 (H.D. 1):

Senator English moved that the Senate reconsider its action taken on April 25, 2006, in disagreeing to the amendments proposed by the House to S.C.R. No. 159, S.D. 1, seconded by Senator Kokubun and carried.

Senator English moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 159, S.D. 1, seconded by Senator Kokubun.

Senator English noted:

“Mr. President, the amendments were basically technical and it reiterated that we had to reorganize the layout of it.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 159, S.D. 1, and S.C.R. No. 159, S.D. 1, H.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO ESTABLISH AN AGRICULTURAL PESTICIDE DISPOSAL ASSISTANCE PROGRAM,” was placed on the calendar for Final Adoption on Friday, April 28, 2006.

At 7:12 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 7:14 o'clock p.m.

Senator Tsutsui, Vice Chair of the Committee on Ways and Means, requested that the referral of H.C.R. No. 72 to the Committee on Ways and Means be waived, and the Chair granted the waiver.

By unanimous consent, the following concurrent resolution was placed on the calendar for Adoption on Friday, April 28, 2006:

H.C.R. No. 72, H.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES, ADULT FOSTER HOME ASSOCIATION, AND CASE MANAGEMENT COUNCIL TO WORK TOGETHER TO CLEARLY DEFINE AND RECOMMEND THE THREE DISTINCT COMPONENTS OF THE RESIDENTIAL ALTERNATIVES COMMUNITY CARE FOSTER FAMILY HOMES SERVICE ARRAY AND THEIR MODE OF SERVICE DELIVERY, FOR INCLUSION IN THE DEPARTMENT OF HUMAN SERVICES QUEST EXPANDED ACCESS REQUEST FOR PROPOSAL.”

APPOINTMENT AND DISCHARGE OF CONFEREES

S.B. No. 696, S.D. 1 (H.D. 2):

The President discharged Senator Taniguchi as a co-chair and appointed him as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 696, S.D. 1.

S.B. No. 1740, S.D. 1 (H.D. 1):

The President appointed Senator Inouye as a co-chair and Senators Espero and Fukunaga as managers on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 1740, S.D. 1.

S.B. No. 2133, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2133, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Tsutsui, co-chair; Chun Oakland, Whalen as managers on the part of the Senate at such conference.

S.B. No. 2948, S.D. 1 (H.D. 2):

The President discharged Senator Taniguchi as a co-chair and appointed him as a manager on the part of the Senate at the

conference to be held for the consideration of amendments proposed by the House to S.B. No. 2948, S.D. 1.

S.B. No. 3119, S.D. 2 (H.D. 1):

The President discharged Senator Taniguchi as a co-chair and appointed him as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 3119, S.D. 2.

H.B. No. 957, H.D. 1 (S.D. 1):

The President appointed Senator Inouye as a co-chair and Senators Espero and Fukunaga as managers on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 957, H.D. 1.

CONFERENCE COMMITTEE REPORTS

On motion by Senator Hee, seconded by Senator Hogue and carried unanimously, the Senate authorized the Clerk to receive Conference Committee Reports on Senate and House bills for Final Reading. In consequence thereof, and subsequent to its recessing at 7:15 o'clock p.m., the Senate took the following actions:

Senator Ige, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2909, S.D. 1, H.D. 2, presented a report (Conf. Com. Rep. No. 41-06) recommending that S.B. No. 2909, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 41-06 and S.B. No. 2909, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PERMIT APPROVALS,” was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3262, S.D. 1, H.D. 1, presented a report (Conf. Com. Rep. No. 42-06) recommending that S.B. No. 3262, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 42-06 and S.B. No. 3262, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3192, S.D. 1, H.D. 2, presented a report (Conf. Com. Rep. No. 43-06) recommending that S.B. No. 3192, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 43-06 and S.B. No. 3192, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SISTER STATE AND PROVINCE RELATIONSHIPS,” was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3105, S.D. 2, H.D. 2, presented a report (Conf. Com. Rep. No. 44-06) recommending that S.B. No. 3105, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 44-06

and S.B. No. 3105, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEPOSIT BEVERAGE CONTAINER PROGRAM," was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3185, S.D. 2, H.D. 2, presented a report (Conf. Com. Rep. No. 45-06) recommending that S.B. No. 3185, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 45-06 and S.B. No. 3185, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2339, S.D. 2, H.D. 1, presented a report (Conf. Com. Rep. No. 46-06) recommending that S.B. No. 2339, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 46-06 and S.B. No. 2339, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE EMERGENCY MEDICAL SERVICES SYSTEM BRANCH," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2323, S.D. 2, H.D. 1, presented a report (Conf. Com. Rep. No. 47-06) recommending that S.B. No. 2323, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 47-06 and S.B. No. 2323, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL REVENUE MAXIMIZATION IN THE JUDICIARY," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2941, S.D. 1, H.D. 1, presented a report (Conf. Com. Rep. No. 48-06) recommending that S.B. No. 2941, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 48-06 and S.B. No. 2941, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BRUSH FIRES," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2260, S.D. 1, H.D. 1, presented a report (Conf. Com. Rep. No. 49-06) recommending that S.B. No. 2260, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 49-06 and S.B. No. 2260, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by

the House to S.B. No. 951, S.D. 2, H.D. 1, presented a report (Conf. Com. Rep. No. 50-06) recommending that S.B. No. 951, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 50-06 and S.B. No. 951, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2555, H.D. 2, S.D. 2, presented a report (Conf. Com. Rep. No. 72-06) recommending that H.B. No. 2555, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 72-06 and H.B. No. 2555, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2991, H.D. 2, S.D. 2, presented a report (Conf. Com. Rep. No. 73-06) recommending that H.B. No. 2991, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 73-06 and H.B. No. 2991, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2772, H.D. 1, S.D. 2, presented a report (Conf. Com. Rep. No. 74-06) recommending that H.B. No. 2772, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 74-06 and H.B. No. 2772, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROPERTY DAMAGE TO AGRICULTURAL AND AQUACULTURAL PROPERTY," was deferred for a period of 48 hours.

Senator Kim, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2145, H.D. 2, S.D. 1, presented a report (Conf. Com. Rep. No. 75-06) recommending that H.B. No. 2145, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 75-06 and H.B. No. 2145, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL TOURISM," was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2848, H.D. 2, S.D. 2, presented a report (Conf. Com. Rep. No. 76-06) recommending that H.B. No. 2848, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 76-06 and H.B. No. 2848, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1706, H.D. 3, S.D. 1, presented a report (Conf. Com. Rep. No. 77-06) recommending that H.B. No. 1706, H.D. 3, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 77-06 and H.B. No. 1706, H.D. 3, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM ENVIRONMENTAL COVENANTS ACT," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 439, H.D. 1, S.D. 2, presented a report (Conf. Com. Rep. No. 78-06) recommending that H.B. No. 439, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 78-06 and H.B. No. 439, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE OMBUDSMAN," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2271, H.D. 1, S.D. 2, presented a report (Conf. Com. Rep. No. 79-06) recommending that H.B. No. 2271, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 79-06 and H.B. No. 2271, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NON-AGRICULTURAL PARK LANDS," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1878, S.D. 1, presented a report (Conf. Com. Rep. No. 80-06) recommending that H.B. No. 1878, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 80-06 and H.B. No. 1878, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENT SECURITIES ACT," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2265, H.D. 2, S.D. 1, presented a report (Conf. Com. Rep. No. 81-06) recommending that H.B. No. 2265, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 81-06 and H.B. No. 2265, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 3242, S.D. 1, presented a report (Conf. Com. Rep. No. 82-06) recommending that H.B. No. 3242, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 82-06 and H.B. No. 3242, S.D. 1, C.D. 1, entitled: "A BILL FOR AN

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

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2410, H.D. 1, S.D. 2, presented a report (Conf. Com. Rep. No. 83-06) recommending that H.B. No. 2410, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 83-06 and H.B. No. 2410, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1995, H.D. 1, S.D. 2, presented a report (Conf. Com. Rep. No. 84-06) recommending that H.B. No. 1995, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 84-06 and H.B. No. 1995, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF A MINOR," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2146, H.D. 1, S.D. 1, presented a report (Conf. Com. Rep. No. 85-06) recommending that H.B. No. 2146, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 85-06 and H.B. No. 2146, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 237, H.D. 3, S.D. 1, presented a report (Conf. Com. Rep. No. 86-06) recommending that H.B. No. 237, H.D. 3, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 86-06 and H.B. No. 237, H.D. 3, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2805, S.D. 1, presented a report (Conf. Com. Rep. No. 87-06) recommending that H.B. No. 2805, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 87-06 and H.B. No. 2805, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2708, H.D. 2, S.D. 2, presented a report (Conf. Com. Rep. No. 88-06) recommending that H.B. No. 2708, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 88-06 and H.B. No. 2708, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADVERTISING," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1968, H.D. 1, S.D. 1, presented a report (Conf. Com. Rep. No. 89-06) recommending that H.B. No. 1968, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 89-06 and H.B. No. 1968, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 3225, H.D. 1, S.D. 1, presented a report (Conf. Com. Rep. No. 90-06) recommending that H.B. No. 3225, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 90-06 and H.B. No. 3225, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1871, H.D. 1, S.D. 2, presented a report (Conf. Com. Rep. No. 91-06) recommending that H.B. No. 1871, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 91-06 and H.B. No. 1871, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER CREDIT REPORTING AGENCIES," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 3016, H.D. 1, S.D. 1, presented a report (Conf. Com. Rep. No. 92-06) recommending that H.B. No. 3016, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 92-06 and H.B. No. 3016, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNSERVED ARREST WARRANTS," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2299, H.D. 1, S.D. 1, presented a report (Conf. Com. Rep. No. 93-06) recommending that H.B. No. 2299, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 93-06 and H.B. No. 2299, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 803," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 3256, H.D. 1, S.D. 1, presented a report

(Conf. Com. Rep. No. 94-06) recommending that H.B. No. 3256, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 94-06 and H.B. No. 3256, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2948, S.D. 1, H.D. 2, presented a report (Conf. Com. Rep. No. 101-06) recommending that S.B. No. 2948, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 101-06 and S.B. No. 2948, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND TRUST," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3119, S.D. 2, H.D. 1, presented a report (Conf. Com. Rep. No. 102-06) recommending that S.B. No. 3119, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 102-06 and S.B. No. 3119, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 895, S.D. 1, H.D. 2, presented a report (Conf. Com. Rep. No. 103-06) recommending that S.B. No. 895, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 103-06 and S.B. No. 895, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMU MANAGEMENT AREA," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2901, H.D. 1, presented a report (Conf. Com. Rep. No. 104-06) recommending that S.B. No. 2901, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 104-06 and S.B. No. 2901, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY IMPACT FEES," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2929, H.D. 1, presented a report (Conf. Com. Rep. No. 105-06) recommending that S.B. No. 2929, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 105-06 and S.B. No. 2929, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by

the House to S.B. No. 2065, S.D. 2, H.D. 1, presented a report (Conf. Com. Rep. No. 106-06) recommending that S.B. No. 2065, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 106-06 and S.B. No. 2065, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REGISTRATION," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2283, S.D. 1, H.D. 1, presented a report (Conf. Com. Rep. No. 107-06) recommending that S.B. No. 2283, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 107-06 and S.B. No. 2283, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 696, S.D. 1, H.D. 2, presented a report (Conf. Com. Rep. No. 108-06) recommending that S.B. No. 696, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 108-06 and S.B. No. 696, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD INFORMATION," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2922, S.D. 1, H.D. 1, presented a report (Conf. Com. Rep. No. 109-06) recommending that S.B. No. 2922, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 109-06 and S.B. No. 2922, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2158, S.D. 2, H.D. 1, presented a report (Conf. Com. Rep. No. 110-06) recommending that S.B. No. 2158, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 110-06 and S.B. No. 2158, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IDENTITY THEFT," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2159, S.D. 2, H.D. 1, presented a report (Conf. Com. Rep. No. 111-06) recommending that S.B. No. 2159, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 111-06 and S.B. No. 2159, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IDENTITY THEFT," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2193, S.D. 1, H.D. 1, presented a report (Conf. Com. Rep. No. 112-06) recommending that S.B. No. 2193, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 112-06 and S.B. No. 2193, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2290, S.D. 2, H.D. 1, presented a report (Conf. Com. Rep. No. 113-06) recommending that S.B. No. 2290, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 113-06 and S.B. No. 2290, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTION FROM SECURITY BREACHES," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2292, S.D. 2, H.D. 1, presented a report (Conf. Com. Rep. No. 114-06) recommending that S.B. No. 2292, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 114-06 and S.B. No. 2292, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DESTRUCTION OF PERSONAL INFORMATION RECORDS," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2293, S.D. 2, H.D. 1, presented a report (Conf. Com. Rep. No. 115-06) recommending that S.B. No. 2293, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 115-06 and S.B. No. 2293, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SECURITY NUMBER PROTECTION," was deferred for a period of 48 hours.

ADJOURNMENT

At 12:00 o'clock midnight, the Senate adjourned until 6:30 o'clock p.m., Friday, April 28, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FIFTY-EIGHTH DAY

Friday, April 28, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 6:47 o'clock p.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Sam Slom, Hawaii State Senate, after which the Roll was called showing all Senators present with the exception of Senator Taniguchi who was excused.

At 6:49 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 6:50 o'clock p.m.

The President announced that he had read and approved the Journal of the Fifty-Seventh Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 566 to 570) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 566, advising the Senate of the withdrawal of the nomination of KENNETH L. JOHNSTON to the Board of Directors of the Hawaii Tourism Authority, under Gov. Msg. No. 410, dated April 13, 2006, was placed on file.

In compliance with Gov. Msg. No. 566, the nomination listed under Gov. Msg. No. 410 was returned.

Gov. Msg. No. 567, informing the Senate that on April 27, 2006, she signed into law House Bill No. 1920 as Act 47, entitled: "RELATING TO FINANCIAL LITERACY MONTH," was placed on file.

Gov. Msg. No. 568, informing the Senate that on April 27, 2006, she signed into law House Bill No. 3254 as Act 48, entitled: "RELATING TO OATHS OF OFFICE," was placed on file.

Gov. Msg. No. 569, informing the Senate that on April 27, 2006, she signed into law House Bill No. 2331 as Act 49, entitled: "RELATING TO AN INACTIVE STATUS FOR PROFESSIONAL AND VOCATIONAL LICENSES," was placed on file.

Gov. Msg. No. 570, informing the Senate that on April 27, 2006, she signed into law House Bill No. 2901 as Act 50, entitled: "RELATING TO GARNISHMENT," was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 843 to 846) were read by the Clerk and were placed on file:

Hse. Com. No. 843, informing the Senate that the following bills passed Final Reading in the House of Representatives on April 27, 2006:

S.B. No. 695, H.D. 1, C.D. 1;
S.B. No. 2243, S.D. 1, H.D. 1, C.D. 1;
S.B. No. 2265, S.D. 1, H.D. 1, C.D. 1;
S.B. No. 2924, S.D. 1, H.D. 1, C.D. 1;

S.B. No. 2930, S.D. 1, H.D. 1, C.D. 1;
S.B. No. 3051, S.D. 2, H.D. 1, C.D. 1;
H.B. No. 2098, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 2282, H.D. 1, S.D. 1, C.D. 1; and
H.B. No. 2897, H.D. 1, S.D. 1, C.D. 1.

Hse. Com. No. 844, informing the Senate that the House has agreed to the amendments proposed by the Senate and has on April 27, 2006, adopted the following House concurrent resolutions:

H.C.R. No. 12, S.D. 1;
H.C.R. No. 30, H.D. 1, S.D. 1;
H.C.R. No. 34, H.D. 1, S.D. 1;
H.C.R. No. 36, H.D. 1, S.D. 1;
H.C.R. No. 41, S.D. 1;
H.C.R. No. 75, S.D. 1;
H.C.R. No. 79, S.D. 1;
H.C.R. No. 88, S.D. 1;
H.C.R. No. 98, H.D. 1, S.D. 1;
H.C.R. No. 109, H.D. 1, S.D. 1;
H.C.R. No. 112, S.D. 1;
H.C.R. No. 192, H.D. 1, S.D. 1;
H.C.R. No. 197, S.D. 1;
H.C.R. No. 202, H.D. 1, S.D. 1; and
H.C.R. No. 312, H.D. 1, S.D. 1.

Hse. Com. No. 845, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to the following House bills and has on April 27, 2006, agreed to the amendments and passed said bills on Final Reading:

H.B. No. 1977, H.D. 1, S.D. 2;
H.B. No. 2133, S.D. 1;
H.B. No. 2737, H.D. 1, S.D. 1; and
H.B. No. 3037, H.D. 1, S.D. 1.

Hse. Com. No. 846, informing the Senate that the Speaker on April 27, 2006, made the following changes to the conferees on the following bills:

H.B. No. 2299, H.D. 1 (S.D. 1):

Discharged Representative B. Oshiro.
Added Representative Luke as chair.

H.B. No. 3016, H.D. 1 (S.D. 1):

Discharged Representative B. Oshiro.
Added Representative Luke as chair.

H.B. No. 3256, H.D. 1 (S.D. 1):

Replaced Representative B. Oshiro as chair with Representative Luke.
Added B. Oshiro as a manager.

CONFERENCE COMMITTEE REPORTS

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1021, H.D. 2, presented a report (Conf. Com. Rep. No. 95-06) recommending that H.B. No. 1021, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 95-06

and H.B. No. 1021, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2211, H.D. 1, presented a report (Conf. Com. Rep. No. 96-06) recommending that H.B. No. 2211, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 96-06 and H.B. No. 2211, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEFINITIONS FOR WORKERS' COMPENSATION," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2691, presented a report (Conf. Com. Rep. No. 97-06) recommending that H.B. No. 2691, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 97-06 and H.B. No. 2691, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PREVAILING WAGES," was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2412, H.D. 1, presented a report (Conf. Com. Rep. No. 98-06) recommending that H.B. No. 2412, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 98-06 and H.B. No. 2412, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2678, H.D. 2, presented a report (Conf. Com. Rep. No. 99-06) recommending that H.B. No. 2678, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 99-06 and H.B. No. 2678, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2950, presented a report (Conf. Com. Rep. No. 100-06) recommending that H.B. No. 2950, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 100-06 and H.B. No. 2950, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2887, S.D. 1, presented a report (Conf.

Com. Rep. No. 116-06) recommending that S.B. No. 2887, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 116-06 and S.B. No. 2887, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2090, S.D. 2, presented a report (Conf. Com. Rep. No. 117-06) recommending that S.B. No. 2090, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 117-06 and S.B. No. 2090, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3077, S.D. 2, presented a report (Conf. Com. Rep. No. 118-06) recommending that S.B. No. 3077, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 118-06 and S.B. No. 3077, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3000, S.D. 2, presented a report (Conf. Com. Rep. No. 119-06) recommending that S.B. No. 3000, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 119-06 and S.B. No. 3000, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2774, S.D. 2, presented a report (Conf. Com. Rep. No. 120-06) recommending that S.B. No. 2774, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 120-06 and S.B. No. 2774, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred for a period of 48 hours.

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3111, S.D. 1, presented a report (Conf. Com. Rep. No. 121-06) recommending that S.B. No. 3111, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 121-06 and S.B. No. 3111, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO RECOGNIZE AND HONOR CONGRESSWOMAN PATSY T. MINK," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2727, S.D. 1, presented a report (Conf. Com. Rep. No. 122-06) recommending that S.B. No. 2727, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 122-06 and S.B. No. 2727, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NEUROTRAUMA," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3773) recommending that the Senate advise and consent to the nominations to the State Council on Developmental Disabilities of the following:

JOAN BELLARD, in accordance with Gov. Msg. No. 381;

NAOMI S. GROSSMAN, in accordance with Gov. Msg. No. 382;

BERNADETTE LUCY KELIIAA, in accordance with Gov. Msg. No. 383;

JEAN S. KIYABU, in accordance with Gov. Msg. No. 384;

PATRICIA A. NISHIMOTO, in accordance with Gov. Msg. No. 385;

MICHAEL D. TADA, in accordance with Gov. Msg. No. 386; and

J. CURTIS TYLER III, in accordance with Gov. Msg. No. 387.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3773 and Gov. Msg. Nos. 381, 382, 383, 384, 385, 386 and 387 was deferred until Tuesday, May 2, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3774) recommending that the Senate advise and consent to the nominations to the Board of Land and Natural Resources of the following:

JERRY EDLAO, in accordance with Gov. Msg. No. 429; and

SAMUEL M. GON III, in accordance with Gov. Msg. No. 430.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3774 and Gov. Msg. Nos. 429 and 430 was deferred until Tuesday, May 2, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3775) recommending that the Senate advise and consent to the nomination of ANDREW K. ARCE to the Molokai Irrigation System Water Users Advisory Board, in accordance with Gov. Msg. No. 432.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3775 and Gov. Msg. No. 432 was deferred until Tuesday, May 2, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3776)

recommending that the Senate advise and consent to the nominations to the Land Use Commission of the following:

NICHOLAS W. TEVES JR., in accordance with Gov. Msg. No. 474; and

REUBEN S.F. WONG, in accordance with Gov. Msg. No. 475.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3776 and Gov. Msg. Nos. 474 and 475 was deferred until Tuesday, May 2, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3777) recommending that S.R. No. 163 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3777 and S.R. No. 163, entitled: "SENATE RESOLUTION ENCOURAGING THE DEPARTMENT OF TRANSPORTATION, WITH COOPERATION FROM THE DEPARTMENT OF LAND AND NATURAL RESOURCES, TO ASSIST IN THE STATE AND NATIONAL POLICIES TO REDUCE RELIANCE UPON FOSSIL FUELS AND TO PROMOTE THE DEVELOPMENT OF AN ETHANOL INDUSTRY IN THE STATE OF HAWAII," was deferred until Tuesday, May 2, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3778) recommending that the Senate advise and consent to the nominations to the Commission on Transportation of the following:

LAURENCE I. BALTER, in accordance with Gov. Msg. No. 441; and

PETE G. PASCUA JR., in accordance with Gov. Msg. No. 442.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3778 and Gov. Msg. Nos. 441 and 442 was deferred until Tuesday, May 2, 2006.

Senator Kokubun, for the majority of the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3779) recommending that the Senate advise and consent to the nominations to the Hawaii Community Development Authority (HCDA) of the following:

AMANDA S. CHANG-KWAK, in accordance with Gov. Msg. No. 444; and

C. SCOTT BRADLEY, in accordance with Gov. Msg. No. 493.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3779 and Gov. Msg. Nos. 444 and 493 was deferred until Tuesday, May 2, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3780) recommending that the Senate advise and consent to the nominations to the State Highway Safety Council of the following:

RON J. FLEET, in accordance with Gov. Msg. No. 495; and

RICHARD E. VELAZQUEZ, in accordance with Gov. Msg. No. 496.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3780 and Gov. Msg. Nos. 495 and 496 was deferred until Tuesday, May 2, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3781) recommending that the Senate advise and consent to the nominations to the Medical Advisory Board of the following:

EUGENE A.H. MAGNIER M.D., in accordance with Gov. Msg. No. 506;

LEO MAHER MD, MHA, FAAN, in accordance with Gov. Msg. No. 507; and

LEO MAHER MD, MHA, FAAN, in accordance with Gov. Msg. No. 508.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3781 and Gov. Msg. Nos. 506, 507 and 508 was deferred until Tuesday, May 2, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3782) recommending that the Senate advise and consent to the nominations to the Procurement Policy Board of the following:

LESLIE S. CHINEN, in accordance with Gov. Msg. No. 512; and

DARYLE ANN HO RN, BSN, CWS, in accordance with Gov. Msg. No. 513.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3782 and Gov. Msg. Nos. 512 and 513 was deferred until Tuesday, May 2, 2006.

ADVISE AND CONSENT

Stand. Com. Rep. No. 3766 (Gov. Msg. No. 396):

Senator Tsutsui moved that Stand. Com. Rep. No. 3766 be received and placed on file, seconded by Senator English and carried.

Senator Tsutsui then moved that the Senate advise and consent to the nomination of ALAN MUN LEONG YEE to the Board of Taxation Review, 1st Taxation District (Oahu), term to expire June 30, 2010, seconded by Senator English.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Menor, Taniguchi).

Stand. Com. Rep. No. 3767 (Gov. Msg. No. 397):

Senator Tsutsui moved that Stand. Com. Rep. No. 3767 be received and placed on file, seconded by Senator English and carried.

Senator Tsutsui then moved that the Senate advise and consent to the nomination of MICHAEL CHANG to the Board of Taxation Review, 3rd Taxation District (Hawaii), term to expire June 30, 2010, seconded by Senator English.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Menor, Taniguchi).

Stand. Com. Rep. No. 3768 (Gov. Msg. No. 398):

Senator Tsutsui moved that Stand. Com. Rep. No. 3768 be received and placed on file, seconded by Senator English and carried.

Senator Tsutsui then moved that the Senate advise and consent to the nomination of RONALD WILLIAM PEEREN to the Board of Taxation Review, 4th Taxation District (Kauai), term to expire June 30, 2010, seconded by Senator English.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Menor, Taniguchi).

Stand. Com. Rep. No. 3769 (Gov. Msg. No. 520):

Senator Tsutsui moved that Stand. Com. Rep. No. 3769 be received and placed on file, seconded by Senator English and carried.

Senator Tsutsui then moved that the Senate advise and consent to the nomination of MELANIE KING to the Tax Review Commission, term to expire adjournment sine die 2007, seconded by Senator English.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Menor, Taniguchi).

Stand. Com. Rep. No. 3772 (Gov. Msg. Nos. 315, 377 and 378):

Senator Kokubun moved that Stand. Com. Rep. No. 3772 be received and placed on file, seconded by Senator Hooser and carried.

Senator Kokubun then moved that the Senate advise and consent to the nominations to the Board of Agriculture of the following:

CARL A. CARLSON, JR., term to expire June 30, 2010 (Gov. Msg. No. 315);

DIANE L. LEY, term to expire June 30, 2010 (Gov. Msg. No. 377); and

DERRICK F. NISHIMURA, term to expire June 30, 2010 (Gov. Msg. No. 378),

seconded by Senator Hooser.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Menor, Taniguchi).

ADOPTION OF RESOLUTION

H.C.R. No. 72, H.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, H.C.R. No. 72, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES, ADULT FOSTER HOME ASSOCIATION, AND CASE MANAGEMENT COUNCIL TO WORK TOGETHER TO CLEARLY DEFINE

AND RECOMMEND THE THREE DISTINCT COMPONENTS OF THE RESIDENTIAL ALTERNATIVES COMMUNITY CARE FOSTER FAMILY HOMES SERVICE ARRAY AND THEIR MODE OF SERVICE DELIVERY, FOR INCLUSION IN THE DEPARTMENT OF HUMAN SERVICES QUEST EXPANDED ACCESS REQUEST FOR PROPOSAL," was adopted.

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM THURSDAY, APRIL 27, 2006

Stand. Com. Rep. No. 3764 (H.C.R. No. 48, H.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 48, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE FEDERAL GOVERNMENT ALLOW NATIONAL GUARD MEMBERS AND MILITARY RESERVISTS WITH TWENTY OR MORE YEARS OF SERVICE TO RETIRE WITH FULL RETIREMENT BENEFITS AT AGE FIFTY-FIVE," was adopted.

Stand. Com. Rep. No. 3765 (H.C.R. No. 230):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 230, entitled: "HOUSE CONCURRENT RESOLUTION APPROVING AND AUTHORIZING THE ESTABLISHMENT OF STATE-PROVINCE RELATIONS OF FRIENDSHIP BETWEEN THE STATE OF HAWAII OF THE UNITED STATES OF AMERICA AND THE PROVINCE OF ISABELA OF THE REPUBLIC OF THE PHILIPPINES," was adopted.

Stand. Com. Rep. No. 3770 (H.C.R. No. 200, H.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 200, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT AN ANALYSIS OF INCENTIVES TO PROMOTE LANDOWNER PROTECTION OF IMPORTANT MAUKA LANDS," was adopted.

Stand. Com. Rep. No. 3771 (H.C.R. No. 180, H.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 180, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF AGRICULTURE AND THE AGRIBUSINESS DEVELOPMENT CORPORATION TO SEEK FEDERAL MATCHING FUNDS FOR THE IRRIGATION REPAIR AND MAINTENANCE SPECIAL FUND," was adopted with Senator Slom voting "No."

FINAL ADOPTION

S.C.R. No. 32, S.D. 1, H.D. 1:

Senator Hee moved that S.C.R. No. 32, S.D. 1, H.D. 1, be Finally Adopted, seconded by Senator Hogue.

Senator Slom rose in opposition to the measure and said:

"Mr. President, I rise in opposition to S.C.R. No. 32, S.D. 1, H.D. 1.

"It's requesting the state ethics commission to review ethics violations committed by the Department of Business, Economic Development and Tourism. I was at the hearing for this resolution and discussion. There was no ethics violation. It was very clear.

"First of all we're talking about private funds and not public funds. We're talking about issues that had been discussed previously, and agencies such as the PDAAC, which were involved in these discussions, said that in fact they had known everything. There was close communication and there was no need for any further investigation.

"Thank you."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 32, S.D. 1, and S.C.R. No. 32, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE ETHICS COMMISSION TO REVIEW POSSIBLE ETHICS VIOLATIONS COMMITTED BY THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM," was Finally Adopted with Senators Hemmings, Hogue, Slom, Trimble and Whalen voting "No."

S.C.R. No. 159, S.D. 1, H.D. 1:

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 159, S.D. 1, and S.C.R. No. 159, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO ESTABLISH AN AGRICULTURAL PESTICIDE DISPOSAL ASSISTANCE PROGRAM," was Finally Adopted.

FINAL READING

S.B. No. 744, S.D. 2, H.D. 1:

By unanimous consent, action on S.B. No. 744, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," was deferred until Tuesday, May 2, 2006.

S.B. No. 785, S.D. 2, H.D. 2:

By unanimous consent, action on S.B. No. 785, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS," was deferred until Tuesday, May 2, 2006.

S.B. No. 2454, S.D. 1, H.D. 2:

By unanimous consent, action on S.B. No. 2454, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OUT-OF-STATE SALES OF TIME SHARE INTERESTS," was deferred until Tuesday, May 2, 2006.

S.B. No. 2704, S.D. 2, H.D. 1:

By unanimous consent, action on S.B. No. 2704, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, May 2, 2006.

S.B. No. 2913, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 2913, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," was deferred until Tuesday, May 2, 2006.

S.B. No. 3066, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 3066, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEREST AND USURY," was deferred until Tuesday, May 2, 2006.

Conf. Com. Rep. No. 12-06 (S.B. No. 427, S.D. 1, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 12-06 and S.B. No. 427, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PASSENGER SAFETY," was deferred until Tuesday, May 2, 2006.

Conf. Com. Rep. No. 13-06 (S.B. No. 706, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 13-06 and S.B. No. 706, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR VIOLATIONS INVOLVING MINORS," was deferred until Tuesday, May 2, 2006.

Conf. Com. Rep. No. 14-06 (S.B. No. 2667, S.D. 2, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 14-06 and S.B. No. 2667, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," was deferred until Tuesday, May 2, 2006.

Conf. Com. Rep. No. 15-06 (S.B. No. 2237, S.D. 1, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 15-06 and S.B. No. 2237, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE RISK MANAGEMENT," was deferred until Tuesday, May 2, 2006.

Conf. Com. Rep. No. 16-06 (S.B. No. 2021, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 16-06 and S.B. No. 2021, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," was deferred until Tuesday, May 2, 2006.

Conf. Com. Rep. No. 55-06 (H.B. No. 2639, H.D. 2, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 55-06 and H.B. No. 2639, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS WHILE OPERATING A MOTOR VEHICLE," was deferred until Tuesday, May 2, 2006.

Conf. Com. Rep. No. 56-06 (H.B. No. 1861, S.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 56-06 and H.B. No. 1861, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, May 2, 2006.

Conf. Com. Rep. No. 57-06 (H.B. No. 862, H.D. 2, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 57-06 and H.B. No. 862, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL

FOR AN ACT RELATING TO TRAFFIC OFFENSES," was deferred until Tuesday, May 2, 2006.

Conf. Com. Rep. No. 58-06 (H.B. No. 2422, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 58-06 and H.B. No. 2422, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," was deferred until Tuesday, May 2, 2006.

Conf. Com. Rep. No. 59-06 (H.B. No. 386, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 59-06 and H.B. No. 386, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURTS," was deferred until Tuesday, May 2, 2006.

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 2917 (H.D. 3):

The President discharged the managers who were appointed on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 2917.

Senator Menor moved that the Senate reconsider its action taken on April 13, 2006, in disagreeing to the amendments proposed by the House to S.B. No. 2917, seconded by Senator Baker and carried.

Senator Menor moved that the Senate agree to the amendments proposed by the House to S.B. No. 2917, seconded by Senator Baker.

Senator Menor noted:

"Mr. President, the amendments made by the House include the following: one amendment classifies supporting and supplementary information that currently accompanies rate filings as confidential and proprietary and not open to public inspection; a second amendment reduces the time of the commissioner's office to review rate filings by decreasing the review period from 90 to 30 days prior to the rate becoming effective; the third excludes prepaid dental and vision plans which are offered as part of managed care plans from the rate filing requirement; another amendment imposes an additional requirement by the commissioner to set interim rates for managed care plans with rates that have then been disapproved by the plan they're contesting and disapproval over the rate filing through the administrative hearing process; and finally, the other amendment allows the managed care plan to deny requests for information by the commissioner's office by declaring that the information requested is confidential and proprietary.

"Your Senate Conferees had concerns about these particular provisions. I would have preferred these amendments not be made, but in trying to address the concerns of the House and the strong insistence on the part of the House Committee Chair that these amendments were needed in order for the bill to move out of conference, I am recommending that we pass these amendments because I think it's very important for us to continue health insurance rate regulation in Hawaii.

"Thank you."

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

2917, and S.B. No. 2917, H.D. 3, entitled: "A BILL FOR AN ACT HEALTH INSURANCE RATE REGULATION," was placed on the calendar for Final Reading on Tuesday, May 2, 2006.

S.C.R. No. 77, S.D. 2 (H.D. 1):

Senator Baker moved that the Senate reconsider its action taken on April 25, 2006, in disagreeing to the amendments proposed by the House to S.C.R. No. 77, S.D. 2, seconded by Senator Menor and carried.

Senator Baker moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 77, S.D. 2, seconded by Senator Menor.

Senator Baker noted:

"Mr. President, the House split the two studies that were contained in the SCR into two distinct studies over two different time frames and it accomplishes the objective that the Senate had wanted to. We're fine with those amendments."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 77, S.D. 2, and S.C.R. No. 77, S.D. 2, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT TWO STUDIES OF RECOMMENDED PROCEDURES THAT WILL ENSURE THAT STATE-FUNDED HEALTH CARE PAYMENTS ADEQUATELY REIMBURSE PROVIDERS WHO PROVIDE SERVICES FOR, FIRST, MEDICAID OR QUEST RECIPIENTS AND, SECOND, FOR INJURED EMPLOYEES UNDER WORKERS COMPENSATION INSURANCE," was placed on the calendar for Final Adoption on Tuesday, May 2, 2006.

CONFERENCE COMMITTEE REPORTS STANDING COMMITTEE REPORTS

On motion by Senator Hee, seconded by Senator Hogue and carried unanimously, the Senate authorized the Clerk to receive Conference Committee Reports on Senate and House bills for Final Reading. The Clerk was further authorized to receive Standing Committee Reports on governor's messages for advise and consent to nominations and on resolutions recommending adoption. In consequence thereof, and subsequent to its recessing at 6:58 o'clock p.m., the Senate took the following actions:

CONFERENCE COMMITTEE REPORTS

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 439, presented a report (Conf. Com. Rep. No. 123-06) recommending that S.B. No. 439, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 123-06 and S.B. No. 439, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE FINES UNDER THE STATE ETHICS CODE," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 467, S.D. 2, presented a report (Conf. Com. Rep. No. 124-06) recommending that S.B. No. 467, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 124-06 and S.B. No. 467, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1294, S.D. 2, presented a report (Conf. Com. Rep. No. 125-06) recommending that S.B. No. 1294, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 125-06 and S.B. No. 1294, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND TRUST REVENUES," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2898, S.D. 2, presented a report (Conf. Com. Rep. No. 126-06) recommending that S.B. No. 2898, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 126-06 and S.B. No. 2898, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2720, S.D. 2, presented a report (Conf. Com. Rep. No. 127-06) recommending that S.B. No. 2720, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 127-06 and S.B. No. 2720, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3072, S.D. 1, presented a report (Conf. Com. Rep. No. 128-06) recommending that S.B. No. 3072, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 128-06 and S.B. No. 3072, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2343, S.D. 2, presented a report (Conf. Com. Rep. No. 129-06) recommending that S.B. No. 2343, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 129-06 and S.B. No. 2343, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2145, S.D. 2, presented a report (Conf. Com. Rep. No. 130-06) recommending that S.B. No. 2145, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 130-06 and S.B. No. 2145, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2957, S.D. 2, presented a report (Conf. Com. Rep. No. 131-06) recommending that S.B. No. 2957, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 131-06 and S.B. No. 2957, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3181, S.D. 2, presented a report (Conf. Com. Rep. No. 132-06) recommending that S.B. No. 3181, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 132-06 and S.B. No. 3181, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 486, S.D. 2, presented a report (Conf. Com. Rep. No. 133-06) recommending that S.B. No. 486, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 133-06 and S.B. No. 486, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN AND YOUTH," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3003, S.D. 2, presented a report (Conf. Com. Rep. No. 134-06) recommending that S.B. No. 3003, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 134-06 and S.B. No. 3003, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE PHARMACY ASSISTANCE PROGRAM," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3215, S.D. 1, presented a report (Conf. Com. Rep. No. 135-06) recommending that S.B. No. 3215, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 135-06 and S.B. No. 3215, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3247, S.D. 2, presented a report (Conf.

Com. Rep. No. 136-06) recommending that S.B. No. 3247, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 136-06 and S.B. No. 3247, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CARE HOMES," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3252, S.D. 2, presented a report (Conf. Com. Rep. No. 137-06) recommending that S.B. No. 3252, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 137-06 and S.B. No. 3252, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," was deferred for a period of 48 hours.

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2570, S.D. 2, presented a report (Conf. Com. Rep. No. 138-06) recommending that S.B. No. 2570, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 138-06 and S.B. No. 2570, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DIGITAL MEDIA," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3078, S.D. 2, presented a report (Conf. Com. Rep. No. 139-06) recommending that S.B. No. 3078, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 139-06 and S.B. No. 3078, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2997, S.D. 1, presented a report (Conf. Com. Rep. No. 140-06) recommending that S.B. No. 2997, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 140-06 and S.B. No. 2997, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 845, S.D. 2, presented a report (Conf. Com. Rep. No. 141-06) recommending that S.B. No. 845, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 141-06 and S.B. No. 845, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER LICENSING," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by

the House to S.B. No. 1899, S.D. 1, presented a report (Conf. Com. Rep. No. 142-06) recommending that S.B. No. 1899, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 142-06 and S.B. No. 1899, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2984, S.D. 1, presented a report (Conf. Com. Rep. No. 143-06) recommending that S.B. No. 2984, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 143-06 and S.B. No. 2984, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE KIKALA-KEOKEA HOUSING REVOLVING FUND," was deferred for a period of 48 hours.

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2036, S.D. 1, presented a report (Conf. Com. Rep. No. 144-06) recommending that S.B. No. 2036, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 144-06 and S.B. No. 2036, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN INTERNATIONAL BUSINESS AND TECHNOLOGY INCUBATOR," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2753, S.D. 1, presented a report (Conf. Com. Rep. No. 145-06) recommending that S.B. No. 2753, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 145-06 and S.B. No. 2753, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OPERATION AND MAINTENANCE OF THE EAST KAUAI IRRIGATION SYSTEM," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2486, S.D. 2, presented a report (Conf. Com. Rep. No. 146-06) recommending that S.B. No. 2486, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 146-06 and S.B. No. 2486, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2879, S.D. 1, presented a report (Conf. Com. Rep. No. 147-06) recommending that S.B. No. 2879, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 147-06 and S.B. No. 2879, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL

FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII CIVIL AIR PATROL," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2575, S.D. 2, presented a report (Conf. Com. Rep. No. 148-06) recommending that S.B. No. 2575, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 148-06 and S.B. No. 2575, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A BASELINE ENVIRONMENTAL STUDY OF THE WAIANAE COAST OCEAN AREA," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2348, S.D. 1, presented a report (Conf. Com. Rep. No. 149-06) recommending that S.B. No. 2348, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 149-06 and S.B. No. 2348, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR PANDEMIC INFLUENZA PREPAREDNESS," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1648, S.D. 1, presented a report (Conf. Com. Rep. No. 150-06) recommending that S.B. No. 1648, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 150-06 and S.B. No. 1648, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1862, H.D. 2, presented a report (Conf. Com. Rep. No. 151-06) recommending that H.B. No. 1862, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 151-06 and H.B. No. 1862, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1891, H.D. 2, presented a report (Conf. Com. Rep. No. 152-06) recommending that H.B. No. 1891, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 152-06 and H.B. No. 1891, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1800, H.D. 1, presented a report (Conf.

Com. Rep. No. 153-06) recommending that H.B. No. 1800, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 153-06 and H.B. No. 1800, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SALE OF REAL PROPERTY," was deferred for a period of 48 hours.

Senator Kim, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1923, H.D. 1, presented a report (Conf. Com. Rep. No. 154-06) recommending that H.B. No. 1923, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 154-06 and H.B. No. 1923, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," was deferred for a period of 48 hours.

Senator Kim, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2669, H.D. 1, presented a report (Conf. Com. Rep. No. 155-06) recommending that H.B. No. 2669, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 155-06 and H.B. No. 2669, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVENTION CENTER ENTERPRISE SPECIAL FUND," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2239, H.D. 1, presented a report (Conf. Com. Rep. No. 156-06) recommending that H.B. No. 2239, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 156-06 and H.B. No. 2239, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND ACQUISITION," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2399, H.D. 2, presented a report (Conf. Com. Rep. No. 157-06) recommending that H.B. No. 2399, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 157-06 and H.B. No. 2399, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTER-ISLAND FERRY SERVICE," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2075, H.D. 1, presented a report (Conf. Com. Rep. No. 158-06) recommending that H.B. No. 2075, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 158-06 and H.B. No. 2075, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1880, H.D. 2, presented a report (Conf. Com. Rep. No. 159-06) recommending that H.B. No. 1880, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 159-06 and H.B. No. 1880, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2214, H.D. 1, presented a report (Conf. Com. Rep. No. 160-06) recommending that H.B. No. 2214, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 160-06 and H.B. No. 2214, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2637, H.D. 1, presented a report (Conf. Com. Rep. No. 161-06) recommending that H.B. No. 2637, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 161-06 and H.B. No. 2637, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2500, H.D. 2, presented a report (Conf. Com. Rep. No. 162-06) recommending that H.B. No. 2500, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 162-06 and H.B. No. 2500, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1900, H.D. 1, presented a report (Conf. Com. Rep. No. 163-06) recommending that H.B. No. 1900, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 163-06 and H.B. No. 1900, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1280, H.D. 1, presented a report (Conf. Com. Rep. No. 164-06) recommending that H.B. No. 1280, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 164-06 and H.B. No. 1280, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FLOOD CONTROL," was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1889, H.D. 1, presented a report (Conf. Com. Rep. No. 165-06) recommending that H.B. No. 1889, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 165-06 and H.B. No. 1889, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF INTERNATIONAL AFFAIRS," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1879, H.D. 1, presented a report (Conf. Com. Rep. No. 166-06) recommending that H.B. No. 1879, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 166-06 and H.B. No. 1879, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 3259, H.D. 1, presented a report (Conf. Com. Rep. No. 167-06) recommending that H.B. No. 3259, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 167-06 and H.B. No. 3259, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DENTAL HEALTH," was deferred for a period of 48 hours.

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 3235, H.D. 1, presented a report (Conf. Com. Rep. No. 168-06) recommending that H.B. No. 3235, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 168-06 and H.B. No. 3235, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1918, H.D. 1, presented a report (Conf. Com. Rep. No. 169-06) recommending that H.B. No. 1918, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 169-06 and H.B. No. 1918, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMISSION ON SALARIES," was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2626, presented a report (Conf. Com. Rep. No. 170-06) recommending that H.B. No. 2626, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 170-06 and H.B. No. 2626, S.D. 1, C.D. 1, entitled: "A BILL FOR AN

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

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2540, H.D. 2, presented a report (Conf. Com. Rep. No. 171-06) recommending that H.B. No. 2540, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 171-06 and H.B. No. 2540, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INCREASING STIPENDS FOR VOLUNTEER PRECINCT OFFICIALS," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2051, H.D. 1, presented a report (Conf. Com. Rep. No. 172-06) recommending that H.B. No. 2051, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 172-06 and H.B. No. 2051, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTION FOR VICTIMS OF HUMAN TRAFFICKING," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2277, H.D. 2, presented a report (Conf. Com. Rep. No. 173-06) recommending that H.B. No. 2277, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 173-06 and H.B. No. 2277, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2045, H.D. 2, presented a report (Conf. Com. Rep. No. 174-06) recommending that H.B. No. 2045, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 174-06 and H.B. No. 2045, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERINATAL CARE," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1821, H.D. 2, presented a report (Conf. Com. Rep. No. 175-06) recommending that H.B. No. 1821, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 175-06 and H.B. No. 1821, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CARE HOMES," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 475, S.D. 2, presented a report (Conf. Com. Rep. No. 176-06) recommending that S.B. No. 475, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 176-06 and S.B. No. 475, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2334, S.D. 2, presented a report (Conf. Com. Rep. No. 177-06) recommending that S.B. No. 2334, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 177-06 and S.B. No. 2334, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE HAWAII YOUTH CORRECTIONAL FACILITY," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3253, S.D. 1, presented a report (Conf. Com. Rep. No. 178-06) recommending that S.B. No. 3253, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 178-06 and S.B. No. 3253, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2961, S.D. 1, presented a report (Conf. Com. Rep. No. 179-06) recommending that S.B. No. 2961, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 179-06 and S.B. No. 2961, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2545, S.D. 2, presented a report (Conf. Com. Rep. No. 180-06) recommending that S.B. No. 2545, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 180-06 and S.B. No. 2545, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," was deferred for a period of 48 hours.

Senator Espero, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2150, S.D. 1, presented a report (Conf. Com. Rep. No. 181-06) recommending that S.B. No. 2150, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 181-06 and S.B. No. 2150, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BOATING," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by

the House to S.B. No. 2897, S.D. 2, presented a report (Conf. Com. Rep. No. 182-06) recommending that S.B. No. 2897, S.D. 2, H.D. 3, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 182-06 and S.B. No. 2897, S.D. 2, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2273, S.D. 2, presented a report (Conf. Com. Rep. No. 183-06) recommending that S.B. No. 2273, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 183-06 and S.B. No. 2273, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 965, S.D. 2, presented a report (Conf. Com. Rep. No. 184-06) recommending that S.B. No. 965, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 184-06 and S.B. No. 965, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC SURVEILLANCE," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2958, S.D. 2, presented a report (Conf. Com. Rep. No. 185-06) recommending that S.B. No. 2958, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 185-06 and S.B. No. 2958, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred for a period of 48 hours.

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 819, S.D. 1, presented a report (Conf. Com. Rep. No. 186-06) recommending that S.B. No. 819, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 186-06 and S.B. No. 819, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HISTORIC PRESERVATION SPECIAL FUND," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2133, S.D. 2, presented a report (Conf. Com. Rep. No. 187-06) recommending that S.B. No. 2133, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 187-06 and S.B. No. 2133, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2502, S.D. 2, presented a report (Conf. Com. Rep. No. 188-06) recommending that S.B. No. 2502, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 188-06 and S.B. No. 2502, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DONATED DENTAL SERVICES," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2143, S.D. 2, presented a report (Conf. Com. Rep. No. 189-06) recommending that S.B. No. 2143, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 189-06 and S.B. No. 2143, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2484, S.D. 1, presented a report (Conf. Com. Rep. No. 190-06) recommending that S.B. No. 2484, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 190-06 and S.B. No. 2484, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR VOG MONITORING STATIONS," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2480, S.D. 1, presented a report (Conf. Com. Rep. No. 191-06) recommending that S.B. No. 2480, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 191-06 and S.B. No. 2480, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WASTEWATER MANAGEMENT," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2504, S.D. 2, presented a report (Conf. Com. Rep. No. 192-06) recommending that S.B. No. 2504, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 192-06 and S.B. No. 2504, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3090, S.D. 2, presented a report (Conf. Com. Rep. No. 193-06) recommending that S.B. No. 3090, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 193-06

and S.B. No. 3090, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STANDARDIZED FORMS FOR WORKERS' COMPENSATION HEALTH CARE PROVIDERS," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3270, S.D. 2, presented a report (Conf. Com. Rep. No. 194-06) recommending that S.B. No. 3270, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 194-06 and S.B. No. 3270, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2214, S.D. 2, presented a report (Conf. Com. Rep. No. 195-06) recommending that S.B. No. 2214, S.D. 2, H.D. 3, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 195-06 and S.B. No. 2214, S.D. 2, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2461, S.D. 1, presented a report (Conf. Com. Rep. No. 196-06) recommending that S.B. No. 2461, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 196-06 and S.B. No. 2461, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GRANTS," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3120, S.D. 2, presented a report (Conf. Com. Rep. No. 197-06) recommending that S.B. No. 3120, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 197-06 and S.B. No. 3120, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3035, S.D. 1, presented a report (Conf. Com. Rep. No. 198-06) recommending that S.B. No. 3035, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 198-06 and S.B. No. 3035, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUED TEMPORARY TOTAL DISABILITY BENEFITS TO INJURED EMPLOYEES," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2505, S.D. 2, presented a report (Conf. Com. Rep. No. 199-06) recommending that S.B. No. 2505, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 199-06 and S.B. No. 2505, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKES APPROPRIATIONS FOR SCHOOL-BASED SUBSTANCE ABUSE TREATMENT PROGRAMS FOR ADOLESCENTS," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2274, S.D. 1, presented a report (Conf. Com. Rep. No. 200-06) recommending that S.B. No. 2274, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 200-06 and S.B. No. 2274, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred for a period of 48 hours.

Senator Inouye, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2778, H.D. 2, presented a report (Conf. Com. Rep. No. 201-06) recommending that H.B. No. 2778, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 201-06 and H.B. No. 2778, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS," was deferred for a period of 48 hours.

Senator Hanabusa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2595, H.D. 1, presented a report (Conf. Com. Rep. No. 202-06) recommending that H.B. No. 2595, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 202-06 and H.B. No. 2595, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY VISITS," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1865, H.D. 1, presented a report (Conf. Com. Rep. No. 203-06) recommending that H.B. No. 1865, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 203-06 and H.B. No. 1865, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1866, H.D. 1, presented a report (Conf. Com. Rep. No. 204-06) recommending that H.B. No. 1866, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 204-06 and H.B. No. 1866, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by

the Senate to H.B. No. 2692, H.D. 1, presented a report (Conf. Com. Rep. No. 205-06) recommending that H.B. No. 2692, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 205-06 and H.B. No. 2692, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2153, H.D. 2, presented a report (Conf. Com. Rep. No. 206-06) recommending that H.B. No. 2153, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 206-06 and H.B. No. 2153, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 3116, H.D. 2, presented a report (Conf. Com. Rep. No. 207-06) recommending that H.B. No. 3116, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 207-06 and H.B. No. 3116, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CHILDREN'S HEALTH CARE PROGRAM," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 3056, H.D. 2, presented a report (Conf. Com. Rep. No. 208-06) recommending that H.B. No. 3056, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 208-06 and H.B. No. 3056, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAWAI NUI MARSH," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2109, H.D. 1, presented a report (Conf. Com. Rep. No. 209-06) recommending that H.B. No. 2109, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 209-06 and H.B. No. 2109, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1867, H.D. 1, presented a report (Conf. Com. Rep. No. 210-06) recommending that H.B. No. 1867, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 210-06 and H.B. No. 1867, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 218, S.D. 4, presented a report (Conf. Com. Rep. No. 211-06) recommending that S.B. No. 218, S.D. 4, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 211-06 and S.B. No. 218, S.D. 4, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2630, S.D. 2, presented a report (Conf. Com. Rep. No. 212-06) recommending that S.B. No. 2630, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 212-06 and S.B. No. 2630, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DEVELOPMENTAL DISABILITIES," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3009, S.D. 2, presented a report (Conf. Com. Rep. No. 213-06) recommending that S.B. No. 3009, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 213-06 and S.B. No. 3009, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE EXEMPT EMPLOYEES," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3101, S.D. 2, presented a report (Conf. Com. Rep. No. 214-06) recommending that S.B. No. 3101, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 214-06 and S.B. No. 3101, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2980, S.D. 2, presented a report (Conf. Com. Rep. No. 215-06) recommending that S.B. No. 2980, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 215-06 and S.B. No. 2980, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3197, S.D. 2, presented a report (Conf. Com. Rep. No. 216-06) recommending that S.B. No. 3197, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 216-06 and S.B. No. 3197, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL

FOR AN ACT RELATING TO SUBSTITUTE TEACHERS," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3059, S.D. 2, presented a report (Conf. Com. Rep. No. 217-06) recommending that S.B. No. 3059, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 217-06 and S.B. No. 3059, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3195, S.D. 2, presented a report (Conf. Com. Rep. No. 218-06) recommending that S.B. No. 3195, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 218-06 and S.B. No. 3195, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EDUCATION," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3273, S.D. 2, presented a report (Conf. Com. Rep. No. 219-06) recommending that S.B. No. 3273, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 219-06 and S.B. No. 3273, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2076, S.D. 2, presented a report (Conf. Com. Rep. No. 220-06) recommending that S.B. No. 2076, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 220-06 and S.B. No. 2076, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEASEHOLD CONVERSION," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2190, S.D. 1, presented a report (Conf. Com. Rep. No. 221-06) recommending that S.B. No. 2190, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 221-06 and S.B. No. 2190, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2708, S.D. 2, presented a report (Conf. Com. Rep. No. 222-06) recommending that S.B. No. 2708, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 222-06

and S.B. No. 2708, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2719, S.D. 2, presented a report (Conf. Com. Rep. No. 223-06) recommending that S.B. No. 2719, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 223-06 and S.B. No. 2719, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 3105, H.D. 2, resented a report (Conf. Com. Rep. No. 224-06) recommending that H.B. No. 3105, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 224-06 and H.B. No. 3105, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 3142, H.D. 2, presented a report (Conf. Com. Rep. No. 225-06) recommending that H.B. No. 3142, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 225-06 and H.B. No. 3142, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAUMA CARE," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2961, H.D. 1, presented a report (Conf. Com. Rep. No. 226-06) recommending that H.B. No. 2961, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 226-06 and H.B. No. 2961, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2558, H.D. 1, presented a report (Conf. Com. Rep. No. 227-06) recommending that H.B. No. 2558, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 227-06 and H.B. No. 2558, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VOCATIONAL REHABILITATION," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2947, H.D. 2, presented a report (Conf. Com. Rep. No. 228-06) recommending that H.B. No. 2947, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 228-06 and H.B. No. 2947, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," was deferred for a period of 48 hours.

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 3244, H.D. 1, presented a report (Conf. Com. Rep. No. 229-06) recommending that H.B. No. 3244, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 229-06 and H.B. No. 3244, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IDENTITY THEFT," was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 970, H.D. 1, presented a report (Conf. Com. Rep. No. 230-06) recommending that H.B. No. 970, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 230-06 and H.B. No. 970, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY RELIEF FOR NATURAL DISASTERS," was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2175, H.D. 2, presented a report (Conf. Com. Rep. No. 231-06) recommending that H.B. No. 2175, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 231-06 and H.B. No. 2175, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 266, H.D. 1, presented a report (Conf. Com. Rep. No. 232-06) recommending that H.B. No. 266, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 232-06 and H.B. No. 266, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2179, H.D. 2, presented a report (Conf. Com. Rep. No. 233-06) recommending that H.B. No. 2179, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 233-06 and H.B. No. 2179, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2176, H.D. 2, presented a report (Conf.

Com. Rep. No. 234-06) recommending that H.B. No. 2176, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 234-06 and H.B. No. 2176, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2966, H.D. 2, presented a report (Conf. Com. Rep. No. 235-06) recommending that H.B. No. 2966, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 235-06 and H.B. No. 2966, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 3115, H.D. 2, presented a report (Conf. Com. Rep. No. 236-06) recommending that H.B. No. 3115, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 236-06 and H.B. No. 3115, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PETROLEUM INDUSTRY," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2956, S.D. 2, presented a report (Conf. Com. Rep. No. 237-06) recommending that S.B. No. 2956, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 237-06 and S.B. No. 2956, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 3783) recommending that the Senate advise and consent to the nomination of SARAH REIKO HIRAKAMI to the Hawaii Labor Relations Board, in accordance with Gov. Msg. No. 406.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3783 and Gov. Msg. No. 406 was deferred until Tuesday, May 2, 2006.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 3784) recommending that the Senate advise and consent to the nomination of SANDRA YAHIRO to the Board of Trustees of the Deferred Compensation Plan, in accordance with Gov. Msg. No. 320.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3784 and Gov. Msg. No. 320 was deferred until Tuesday, May 2, 2006.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3785) recommending that the Senate advise and consent to the nomination of MARLENE MARIE HAPAI PH.D. to the Board of Regents of

the University of Hawaii, in accordance with Gov. Msg. No. 443.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3785 and Gov. Msg. No. 443 was deferred until Tuesday, May 2, 2006.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3786) recommending that the Senate advise and consent to the nomination of JAMES E. HASTINGS to the Hawaii Medical Education Council, in accordance with Gov. Msg. No. 477.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3786 and Gov. Msg. No. 477 was deferred until Tuesday, May 2, 2006.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3787) recommending that the Senate advise and consent to the nominations to the Hawaii Commission for National and Community Service of the following:

JUNE LEE, in accordance with Gov. Msg. No. 480;

BESSIE J.T. LIMPE, in accordance with Gov. Msg. No. 481;

MARY "NEVA" AGGRENEVA REGO, in accordance with Gov. Msg. No. 482;

STACY STAN KAWAI HIGA, in accordance with Gov. Msg. No. 509; and

BRYSEN CRAIG POULTON, in accordance with Gov. Msg. No. 510.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3787 and Gov. Msg. Nos. 480, 481, 482, 509 and 510 was deferred until Tuesday, May 2, 2006.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3788) recommending that the Senate advise and consent to the nominations to the Center for Nursing Advisory Board of the following:

DALE M. ALLISON PHD, APRN, FAAN, in accordance with Gov. Msg. No. 485;

JOAN ANNE CRAFT, in accordance with Gov. Msg. No. 486; and

VICKY K POLAND, in accordance with Gov. Msg. No. 487.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3788 and Gov. Msg. Nos. 485, 486 and 487 was deferred until Tuesday, May 2, 2006.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3789) recommending that the Senate advise and consent to the nominations to the Board of Directors of the Research Corporation of the University of Hawaii of the following:

SHANLYN A.S. PARK, in accordance with Gov. Msg. No. 490; and

DONN MASAO TAKAKI, in accordance with Gov. Msg. No. 491.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3789 and Gov. Msg. Nos. 490 and 491 was deferred until Tuesday, May 2, 2006.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 3790) recommending that H.C.R. No. 320 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3790 and H.C.R. No. 320, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO HONOR THE FIRST MONDAY IN MAY AS HAWAII HISTORIC PRESERVATION AWARENESS DAY," was deferred until Tuesday, May 2, 2006.

Senators Fukunaga, Espero, Kokubun and Hee, for the Committee on Media, Arts, Science and Technology, the Committee on Business and Economic Development, the Committee on Water, Land, and Agriculture and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 3791) recommending that H.C.R. No. 218, H.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3791 and H.C.R. No. 218, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION, UNIVERSITY OF HAWAII JOHN A. BURNS SCHOOL OF MEDICINE, CANCER RESEARCH CENTER OF HAWAII, DEPARTMENT OF EDUCATION, DEPARTMENT OF LAND AND NATURAL RESOURCES, THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY, AND KAMEHAMEHA SCHOOLS TO PLAN A TECHNOLOGY-BASED COLLABORATIVE PROJECT ON STATE LANDS, OR OTHER APPROPRIATE LANDS, IN KAKAAKO," was deferred until Tuesday, May 2, 2006.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 3792) recommending that the Senate advise and consent to the nomination of ROLAND QUOK FONG THOM to the Labor and Industrial Relations Appeals Board, in accordance with Gov. Msg. No. 310.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3792 and Gov. Msg. No. 310 was deferred until Tuesday, May 2, 2006.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 3793) recommending that the Senate advise and consent to the nomination of DAVID ALEXANDER PENDLETON to the Labor and Industrial Relations Appeals Board, in accordance with Gov. Msg. No. 311.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3793 and Gov. Msg. No. 311 was deferred until Tuesday, May 2, 2006.

Senator Kim, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 3794) recommending that the Senate advise and consent to the nominations to the Board of Directors of the Hawaii Tourism Authority of the following:

MICHAEL K. KOBAYASHI, in accordance with Gov. Msg. No. 358;

JOHN J. TONER, in accordance with Gov. Msg. No. 359;

KELVIN M. BLOOM, in accordance with Gov. Msg. No. 408;

PATRICIA A. EWING, in accordance with Gov. Msg. No. 409; and

CHALENE "CHA" MAE KU'UPUAALA THOMPSON, in accordance with Gov. Msg. No. 411.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3794 and Gov. Msg. Nos. 358, 359, 408, 409 and 411 was deferred until Tuesday, May 2, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3795) recommending that the Senate advise and consent to the nomination of GERALD YAMADA to the Contractors License Board, in accordance with Gov. Msg. No. 421.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3795 and Gov. Msg. No. 421 was deferred until Tuesday, May 2, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3796) recommending that the Senate advise and consent to the nominations to the to the Board of Dental Examiners of the following:

JASON WADE KAMEZAWA, in accordance with Gov. Msg. No. 422; and

NOLAN Y. KIDO, in accordance with Gov. Msg. No. 423.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3796 and Gov. Msg. Nos. 422 and 423 was deferred until Tuesday, May 2, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3797) recommending that the Senate advise and consent to the nominations to the Board of Electricians and Plumbers of the following:

MORRIS H. KANESHIRO, in accordance with Gov. Msg. No. 424; and

LINDSEY JOHN KIMURA, in accordance with Gov. Msg. No. 425.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3797 and Gov. Msg. Nos. 424 and 425 was deferred until Tuesday, May 2, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3798) recommending that the Senate advise and consent to the nominations to the Elevator Mechanics Licensing Board of the following:

KENNETH M. HOVANIAN, in accordance with Gov. Msg. No. 426; and

JUDITH A. JORDAN, in accordance with Gov. Msg. No. 427.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3798 and Gov. Msg. Nos. 426 and 427 was deferred until Tuesday, May 2, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3799) recommending that the Senate advise and consent to

the nominations to the Real Estate Commission of the following:

ANNETTE AIONA R, ABR, in accordance with Gov. Msg. No. 433;

WILLIAM STANLEY CHEE, in accordance with Gov. Msg. No. 434;

FRANCES ALLISON TORRE GENDRANO, in accordance with Gov. Msg. No. 435; and

MARK SUIISO, in accordance with Gov. Msg. No. 436.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3799 and Gov. Msg. Nos. 433, 434, 435 and 436 was deferred until Tuesday, May 2, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3800) recommending that the Senate advise and consent to the nomination of CHRISTINA S. JACKSON to the Board of Speech Pathology and Audiology, in accordance with Gov. Msg. No. 437.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3800 and Gov. Msg. No. 437 was deferred until Tuesday, May 2, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3801) recommending that the Senate advise and consent to the nominations to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects of the following:

NORMAN G.Y. HONG, in accordance with Gov. Msg. No. 456;

CAROL H. IGARASHI, in accordance with Gov. Msg. No. 457; and

HOWARD K.C. LAU, in accordance with Gov. Msg. No. 458.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3801 and Gov. Msg. Nos. 456, 457 and 458 was deferred until Tuesday, May 2, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3802) recommending that the Senate advise and consent to the nominations to the Board of Medical Examiners of the following:

BEN KAMARUDIN AZMAN M.D., in accordance with Gov. Msg. No. 478; and

DANNY MORITO TAKANISHI JR., in accordance with Gov. Msg. No. 479.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3802 and Gov. Msg. Nos. 478 and 479 was deferred until Tuesday, May 2, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3803) recommending that the Senate advise and consent to the nominations to the Board of Examiners in Naturopathy of the following:

MICHELE M. IKEDA, in accordance with Gov. Msg. No. 483; and

DAVID R. KERN, in accordance with Gov. Msg. No. 484.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3803 and Gov. Msg. Nos. 483 and 484 was deferred until Tuesday, May 2, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3804) recommending that the Senate advise and consent to the nomination of JOHN EDWARD COLE to the Public Utilities Commission (PUC), in accordance with Gov. Msg. No. 488.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3804 and Gov. Msg. No. 488 was deferred until Tuesday, May 2, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3805) recommending that the Senate advise and consent to the nomination of RHONDA C. SCOTT to the Board of Massage Therapy, in accordance with Gov. Msg. No. 505.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3805 and Gov. Msg. No. 505 was deferred until Tuesday, May 2, 2006.

Senator Menor, for the majority of the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3806) recommending that the Senate advise and consent to the nominations to the Hawaii Public Housing Administration (PHA) of the following:

CAROL R. IGNACIO, in accordance with Gov. Msg. No. 514;

LINDA L. SMITH, in accordance with Gov. Msg. No. 515; and

MATTIE A. YOSHIOKA, in accordance with Gov. Msg. No. 516.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3806 and Gov. Msg. Nos. 514, 515 and 516 was deferred until Tuesday, May 2, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3807) recommending that the Senate advise and consent to the nomination of LIONEL Y. TOKIOKA to the Board of Directors of the Hawaii Hurricane Relief Fund, in accordance with Gov. Msg. No. 525.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3807 and Gov. Msg. No. 525 was deferred until Tuesday, May 2, 2006.

Senator Espero, for the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 3808) recommending that the Senate advise and consent to the nomination of JASON T. OKUHAMA to the Board of Directors of the Aloha Tower Development Corporation, in accordance with Gov. Msg. No. 420.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3808 and Gov. Msg. No. 420 was deferred until Tuesday, May 2, 2006.

Senator Espero, for the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 3809) recommending that the Senate advise and consent to the nominations to the Stadium Authority of the following:

KATHRYN WHANG INOUYE, in accordance with Gov. Msg. No. 438;

KENNETH B. MARCUS ESQ., in accordance with Gov. Msg. No. 439; and

ALAN S. TAMAYOSE, in accordance with Gov. Msg. No. 440.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3809 and Gov. Msg. Nos. 438, 439 and 440 was deferred until Tuesday, May 2, 2006.

Senator Espero, for the Committee on Business and Economic Development, presented a report (Stand. Com. Rep. No. 3810) recommending that the Senate advise and consent to the nomination of RICHARD SCHNITZLER to the Small Business Regulatory Review Board, in accordance with Gov. Msg. Nos. 518 and 519.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3810 and Gov. Msg. Nos. 518 and 519 was deferred until Tuesday, May 2, 2006.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3811) recommending that the Senate advise and consent to the nomination of LINDA ANN WATSON to the Statewide Council on Independent Living, in accordance with Gov. Msg. No. 336.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3811 and Gov. Msg. No. 336 was deferred until Tuesday, May 2, 2006.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3812) recommending that the Senate advise and consent to the nominations to the State Rehabilitation Council of the following:

GENE R. DESCALZI, in accordance with Gov. Msg. No. 351;

DEBRA T. FARMER, in accordance with Gov. Msg. No. 352; and

NANCY G. KINGHORN, in accordance with Gov. Msg. No. 353.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3812 and Gov. Msg. Nos. 351, 352 and 353 was deferred until Tuesday, May 2, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3813) recommending that the Senate advise and consent to the nomination of MALCOLM "MARK" M. GIBLIN to the Disability and Communication Access Board, in accordance with Gov. Msg. No. 388.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3813 and Gov. Msg. No. 388 was deferred until Tuesday, May 2, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3814) recommending that the

Senate advise and consent to the nominations to the Drug Product Selection Board of the following:

LINDA D. CHIU MD, in accordance with Gov. Msg. No. 389; and

ANGEL BUNUAN RAMOS, in accordance with Gov. Msg. No. 390.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3814 and Gov. Msg. Nos. 389 and 390 was deferred until Tuesday, May 2, 2006.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 3815) recommending that the Senate advise and consent to the nominations to the State Foundation on Culture and the Arts Commission of the following:

MARY BEGIER, in accordance with Gov. Msg. No. 447;

PETER LARRY ROSEGG, in accordance with Gov. Msg. No. 448;

PETER LARRY ROSEGG, in accordance with Gov. Msg. No. 449; and

LORI VOGEL THOMAS, in accordance with Gov. Msg. No. 450.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3815 and Gov. Msg. Nos. 447, 448, 449 and 450 was deferred until Tuesday, May 2, 2006.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 3816) recommending that the Senate advise and consent to the nominations to the King Kamehameha Celebration Commission of the following:

ADRIAN K. KAMALII, in accordance with Gov. Msg. No. 471; and

NORMAN M.U. NAKAMOTO, in accordance with Gov. Msg. No. 472.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3816 and Gov. Msg. Nos. 471 and 472 was deferred until Tuesday, May 2, 2006.

Senator Fukunaga, for the Committee on Media, Arts, Science and Technology, presented a report (Stand. Com. Rep. No. 3817) recommending that the Senate advise and consent to the nominations to the Hawaii Historic Places Review Board of the following:

KENNETH HAYS, in accordance with Gov. Msg. No. 465;

VIRGINIA DIANE MURISON, in accordance with Gov. Msg. No. 466;

JOHN A. PETERSON, in accordance with Gov. Msg. No. 467; and

WILLIAM DONALD SOUZA, in accordance with Gov. Msg. No. 497.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3817 and Gov. Msg. Nos. 465, 466, 467 and 497 was deferred until Tuesday, May 2, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3818) recommending that the Senate advise and consent to the nominations to the Policy Advisory Board for Elder Affairs of the following:

ELEANOR JEAN LLOYD, in accordance with Gov. Msg. No. 451;

HERBERT C. SHARP, in accordance with Gov. Msg. No. 452; and

MICHAEL BARRY SUMJA, in accordance with Gov. Msg. No. 453.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3818 and Gov. Msg. Nos. 451, 452 and 453 was deferred until Tuesday, May 2, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3819) recommending that the Senate advise and consent to the nomination of GAIL M. WALKER to the Health Planning Council, Hawaii County Subarea, in accordance with Gov. Msg. No. 463.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3819 and Gov. Msg. No. 463 was deferred until Tuesday, May 2, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3820) recommending that the Senate advise and consent to the nominations to the Emergency Medical Services Advisory Committee of the following:

MARCIANO D. AQUINO, in accordance with Gov. Msg. No. 454;

RYAN ANDREW MCKNIGHT, in accordance with Gov. Msg. No. 455; and

SHAUNA V. TUOHY, in accordance with Gov. Msg. No. 494.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3820 and Gov. Msg. Nos. 454, 455 and 494 was deferred until Tuesday, May 2, 2006.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3821) recommending that the Senate advise and consent to the nomination of ALAN SERIKAWA to the Medical Advisory Board, in accordance with Gov. Msg. No. 476.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3821 and Gov. Msg. No. 476 was deferred until Tuesday, May 2, 2006.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 3822) recommending that the Senate advise and consent to the nominations to the Commission on Fatherhood of the following:

BARRETT KEOKI AWAI, in accordance with Gov. Msg. No. 459;

MICHAEL R. DIAS, in accordance with Gov. Msg. No. 460;

MYRNA B. MURDOCH, in accordance with Gov. Msg. No. 461; and

SYLVIA H.L. YUEN PH.D, in accordance with Gov. Msg. No. 462.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3822 and Gov. Msg. Nos. 459, 460, 461 and 462 was deferred until Tuesday, May 2, 2006.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3823) recommending that the Senate advise and consent to the nomination of JAMES J.C. HAYNES II to the Board of Regents of the University of Hawaii, in accordance with Gov. Msg. No. 361.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3823 and Gov. Msg. No. 361 was deferred until Tuesday, May 2, 2006.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 3824) recommending that the Senate advise and consent to the nominations to the Hawaii Housing Finance and Development Administration (HFD) of the following:

CHARLES G. KING, in accordance with Gov. Msg. No. 498;

BETTY LOU LARSON, in accordance with Gov. Msg. No. 499;

DAVID LAWRENCE, in accordance with Gov. Msg. No. 500; and

CHARLES A. STED, in accordance with Gov. Msg. No. 502.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3824 and Gov. Msg. Nos. 498, 499, 500 and 502 was deferred until Tuesday, May 2, 2006.

Senator Kanno, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 3825) recommending that the Senate not advise and consent to the nomination of PAUL K.W. AU to the Hawaii Labor Relations Board, in accordance with Gov. Msg. No. 405.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3825 and Gov. Msg. No. 405 was deferred until Tuesday, May 2, 2006.

ADJOURNMENT

At 12:00 o'clock midnight, the Senate adjourned until 10:00 o'clock a.m., Tuesday, May 2, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

FIFTY-NINTH DAY

Tuesday, May 2, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 10:21 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. Kent Anderson, Family Promise of Hawaii, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Fifty-Eighth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 571 to 578) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 571, dated April 6, 2006, transmitting the Department of Transportation's Annual Report for Fiscal Year Ending June 30, 2005, was placed on file.

Gov. Msg. No. 572, dated April 13, 2006, transmitting the Employee's Retirement System's Comprehensive Annual Financial Report for Fiscal Year Ended June 30, 2005, was placed on file.

Gov. Msg. No. 573, dated April 25, 2006, transmitting the Foreign-Trade Zone No. 9's Annual Report to the Foreign-Trade Zones Board for Federal Fiscal Year Ending September 30, 2005, was placed on file.

Gov. Msg. No. 574, informing the Senate that on April 28, 2006, she signed into law House Bill No. 2346 as Act 51, entitled: "MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF EDUCATION ELECTRICITY," was placed on file.

Gov. Msg. No. 575, informing the Senate that on April 28, 2006, she signed into law House Bill No. 2273 as Act 52, entitled: "MAKING EMERGENCY APPROPRIATIONS FOR RISK MANAGEMENT," was placed on file.

Gov. Msg. No. 576, advising the Senate of the withdrawal of the nomination of PAUL K.W. AU to the Hawaii Labor Relations Board, under Gov. Msg. No. 405, dated April 13, 2006, was placed on file.

In compliance with Gov. Msg. No. 576, the nomination listed under Gov. Msg. No. 405 was returned.

Gov. Msg. No. 577, advising the Senate of the withdrawal of the nomination of CHALENE "CHA" MAE KU'UPUAALA THOMPSON to the Board of Directors of the Hawaii Tourism Authority, under Gov. Msg. No. 411, dated April 13, 2006, was placed on file.

In compliance with Gov. Msg. No. 577, the nomination listed under Gov. Msg. No. 411 was returned.

Gov. Msg. No. 578, advising the Senate of the withdrawal of the nomination of RAMON K. SY to the Board of Directors of the Hawaii Health Systems Corporation, under Gov. Msg. No. 464, dated April 19, 2006, was placed on file.

In compliance with Gov. Msg. No. 578, the nomination listed under Gov. Msg. No. 464 was returned.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 847 to 849) were read by the Clerk and were placed on file:

Hse. Com. No. 847, informing the Senate that the Speaker on April 28, 2006, made the following changes to the conferees on the following bill:

S.B. No. 3205, S.D. 2 (H.D. 1):

Changed Representative Carroll from a co-chair to a manager.

Added Representative Yamane as a co-chair.

Hse. Com. No. 848, informing the Senate that the Speaker on April 28, 2006, made the following changes to the conferees on the following bill:

S.B. No. 475, S.D. 2 (H.D. 1):

Discharged Representative Carroll.

Added Representative Yamane as a co-chair.

Hse. Com. No. 849, informing the Senate that the Speaker on April 28, 2006, made the following changes to the conferees on the following bills:

H.B. No. 2961, H.D. 1 (S.D. 1):

Discharged Representative Takumi as a co-chair.

Added Representative Berg as a co-chair.

H.B. No. 3115, H.D. 2 (S.D. 2):

Discharged Representative Morita as a co-chair.

Discharged Representative Caldwell.

S.B. No. 2956, S.D. 2 (H.D. 2):

Discharged Representative Takumi as a co-chair.

Added Representative Berg as a co-chair.

CONFERENCE COMMITTEE REPORTS

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2546, S.D. 1, presented a report (Conf. Com. Rep. No. 238-06) recommending that S.B. No. 2546, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 238-06 and S.B. No. 2546, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2043, H.D. 2, presented a report (Conf. Com. Rep. No. 239-06) recommending that H.B. No. 2043, H.D. 2, S.D. 3, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 239-06 and H.B. No. 2043, H.D. 2, S.D. 3, C.D. 1, entitled: "A BILL

FOR AN ACT RELATING TO MEDICAID," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2258, H.D. 1, presented a report (Conf. Com. Rep. No. 240-06) recommending that H.B. No. 2258, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 240-06 and H.B. No. 2258, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2878, H.D. 1, presented a report (Conf. Com. Rep. No. 241-06) recommending that H.B. No. 2878, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 241-06 and H.B. No. 2878, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST TRADEWINDS FOREST PRODUCTS, LLC," was deferred for a period of 48 hours.

Senator Kokubun, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2806, H.D. 1, presented a report (Conf. Com. Rep. No. 242-06) recommending that H.B. No. 2806, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 242-06 and H.B. No. 2806, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABILITY," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 3036, H.D. 1, presented a report (Conf. Com. Rep. No. 243-06) recommending that H.B. No. 3036, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 243-06 and H.B. No. 3036, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTS," was deferred for a period of 48 hours.

Senator Menor, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 3118, H.D. 1, presented a report (Conf. Com. Rep. No. 244-06) recommending that H.B. No. 3118, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 244-06 and H.B. No. 3118, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS," was deferred for a period of 48 hours.

Senator Espero, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 3261, H.D. 1, presented a report (Conf. Com. Rep. No. 245-06) recommending that H.B. No. 3261, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 245-06 and H.B. No. 3261, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INGENUITY CORPORATION CHARTER," was deferred for a period of 48 hours.

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 3060, H.D. 1, presented a report (Conf. Com. Rep. No. 246-06) recommending that H.B. No. 3060, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 246-06 and H.B. No. 3060, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," was deferred for a period of 48 hours.

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2419, H.D. 1, presented a report (Conf. Com. Rep. No. 247-06) recommending that H.B. No. 2419, H.D. 1, S.D. 3, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 247-06 and H.B. No. 2419, H.D. 1, S.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 957, H.D. 1, presented a report (Conf. Com. Rep. No. 248-06) recommending that H.B. No. 957, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 248-06 and H.B. No. 957, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Kokubun, for the majority of the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3826) recommending that the Senate not advise and consent to the nomination of FRANK DE LUZ III to the Board of Land and Natural Resources, in accordance with Gov. Msg. No. 428.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3826 and Gov. Msg. No. 428 was deferred until Thursday, May 4, 2006.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 3827) recommending that the Senate not advise and consent to the nomination of ALMA A. CABERTO to the Land Use Commission, in accordance with Gov. Msg. No. 473.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3827 and Gov. Msg. No. 473 was deferred until Thursday, May 4, 2006.

At 10:28 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:45 o'clock a.m.

ORDER OF THE DAY

ADVISE AND CONSENT

MATTER DEFERRED FROM THURSDAY, APRIL 27, 2006

Stand. Com. Rep. No. 3763 (Gov. Msg. Nos. 318 and 366):

At 11:46 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:48 o'clock a.m.

By unanimous consent, action on Stand. Com. Rep. No. 3763 and Gov. Msg. Nos. 318 and 366 was deferred until Thursday, May 4, 2006.

ADVISE AND CONSENT

At 11:49 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:51 o'clock a.m.

Stand. Com. Rep. No. 3773 (Gov. Msg. Nos. 381, 382, 383, 384, 385, 386 and 387):

Senator Baker moved that Stand. Com. Rep. No. 3773 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the State Council on Developmental Disabilities of the following:

JOAN BELLARD, term to expire June 30, 2010 (Gov. Msg. No. 381);

NAOMI S. GROSSMAN, term to expire June 30, 2010 (Gov. Msg. No. 382);

BERNADETTE LUCY KELIIAA, term to expire June 30, 2007 (Gov. Msg. No. 383);

JEAN S. KIYABU, term to expire June 30, 2010 (Gov. Msg. No. 384);

PATRICIA A. NISHIMOTO, term to expire June 30, 2008 (Gov. Msg. No. 385);

MICHAEL D. TADA, term to expire June 30, 2008 (Gov. Msg. No. 386); and

J. CURTIS TYLER III, term to expire June 30, 2010 (Gov. Msg. No. 387),

seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3774 (Gov. Msg. Nos. 429 and 430):

Senator Kokubun moved that Stand. Com. Rep. No. 3774 be received and placed on file, seconded by Senator Hooser and carried.

Senator Kokubun then moved that the Senate advise and consent to the nominations to the Board of Land and Natural Resources of the following:

JERRY EDLAO, term to expire June 30, 2009 (Gov. Msg. No. 429); and

SAMUEL M. GON III, term to expire June 30, 2009 (Gov. Msg. No. 430),

seconded by Senator Hooser.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3775 (Gov. Msg. No. 432):

Senator Kokubun moved that Stand. Com. Rep. No. 3775 be received and placed on file, seconded by Senator Hooser and carried.

Senator Kokubun then moved that the Senate advise and consent to the nomination of ANDREW K. ARCE to the Molokai Irrigation System Water Users Advisory Board, term to expire June 30, 2009, seconded by Senator Hooser.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3776 (Gov. Msg. Nos. 474 and 475):

Senator Kokubun moved that Stand. Com. Rep. No. 3776 be received and placed on file, seconded by Senator Hooser and carried.

Senator Kokubun then moved that the Senate advise and consent to the nominations to the Land Use Commission of the following:

NICHOLAS W. TEVES JR., term to expire June 30, 2009 (Gov. Msg. No. 474); and

REUBEN S.F. WONG, term to expire June 30, 2010 (Gov. Msg. No. 475),

seconded by Senator Hooser.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3778 (Gov. Msg. Nos. 441 and 442):

Senator Inouye moved that Stand. Com. Rep. No. 3778 be received and placed on file, seconded by Senator Espero and carried.

Senator Inouye then moved that the Senate advise and consent to the nominations to the Commission on Transportation of the following:

LAURENCE I. BALTER, term to expire June 30, 2010 (Gov. Msg. No. 441); and

PETE G. PASCUA JR., term to expire June 30, 2010 (Gov. Msg. No. 442),

seconded by Senator Espero.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3779 (Gov. Msg. Nos. 444 and 493):

Senator Kokubun moved that Stand. Com. Rep. No. 3779 be received and placed on file, seconded by Senator Hooser and carried.

Senator Kokubun then moved that the Senate advise and consent to the nominations to the Hawaii Community Development Authority (HCDA) of the following:

AMANDA S. CHANG-KWAK, term to expire June 30, 2010 (Gov. Msg. No. 444); and

C. SCOTT BRADLEY, term to expire June 30, 2010 (Gov. Msg. No. 493),

seconded by Senator Hooser.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3780 (Gov. Msg. Nos. 495 and 496):

Senator Inouye moved that Stand. Com. Rep. No. 3780 be received and placed on file, seconded by Senator Espero and carried.

Senator Inouye then moved that the Senate advise and consent to the nominations to the State Highway Safety Council of the following:

RON J. FLEET, term to expire June 30, 2010 (Gov. Msg. No. 495); and

RICHARD E. VELAZQUEZ, term to expire June 30, 2010 (Gov. Msg. No. 496),

seconded by Senator Espero.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3781 (Gov. Msg. Nos. 506, 507 and 508):

Senator Inouye moved that Stand. Com. Rep. No. 3781 be received and placed on file, seconded by Senator Espero and carried.

Senator Inouye then moved that the Senate advise and consent to the nominations to the Medical Advisory Board of the following:

EUGENE A. H. MAGNIER M.D., term to expire June 30, 2010 (Gov. Msg. No. 506); and

LEO MAHER MD, MHA, FAAN, terms to expire June 30, 2006, and June 30, 2010 (Gov. Msg. Nos. 507 and 508),

seconded by Senator Espero.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3782 (Gov. Msg. Nos. 512 and 513):

Senator Inouye moved that Stand. Com. Rep. No. 3782 be received and placed on file, seconded by Senator Espero and carried.

Senator Inouye then moved that the Senate advise and consent to the nominations to the Procurement Policy Board of the following:

LESLIE S. CHINEN, term to expire June 30, 2009 (Gov. Msg. No. 512); and

DARYLE ANN HORN, BSN, CWS, term to expire June 30, 2009 (Gov. Msg. No. 513),

seconded by Senator Espero.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3783 (Gov. Msg. No. 406):

Senator Kanno moved that Stand. Com. Rep. No. 3783 be received and placed on file, seconded by Senator Ihara and carried.

Senator Kanno then moved that the Senate advise and consent to the nomination of SARAH REIKO HIRAKAMI to the Hawaii Labor Relations Board, term to expire June 30, 2012, seconded by Senator Ihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3784 (Gov. Msg. No. 320):

Senator Kanno moved that Stand. Com. Rep. No. 3784 be received and placed on file, seconded by Senator Ihara and carried.

Senator Kanno then moved that the Senate advise and consent to the nomination of SANDRA YAHIRO to the Board of Trustees of the Deferred Compensation Plan, term to expire June 30, 2010, seconded by Senator Ihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3785 (Gov. Msg. No. 443):

Senator Hee moved that Stand. Com. Rep. No. 3785 be received and placed on file, seconded by Senator Inouye and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of MARLENE MARIE HAPAI PH.D. to the

Board of Regents of the University of Hawaii, term to expire June 30, 2007, seconded by Senator Inouye.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3786 (Gov. Msg. No. 477):

Senator Hee moved that Stand. Com. Rep. No. 3786 be received and placed on file, seconded by Senator Inouye and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of JAMES E. HASTINGS to the Hawaii Medical Education Council, term to expire June 30, 2007, seconded by Senator Inouye.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3787 (Gov. Msg. Nos. 480, 481, 482, 509 and 510):

Senator Hee moved that Stand. Com. Rep. No. 3787 be received and placed on file, seconded by Senator Inouye and carried.

Senator Hee then moved that the Senate advise and consent to the nominations to the Hawaii Commission for National and Community Service of the following:

JUNE LEE, term to expire, June 30, 2010 (Gov. Msg. No. 480);

BESSIE J. T. LIMPE, term to expire June 30, 2010 (Gov. Msg. No. 481);

MARY "NEVA" AGGRENEVA REGO, term to expire June 30, 2010 (Gov. Msg. No. 482);

STACY STAN KAWAI HIGA, term to expire June 30, 2010 (Gov. Msg. No. 509); and

BRYSEN CRAIG POULTON, term to expire June 30, 2010 (Gov. Msg. No. 510),

seconded by Senator Inouye.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3788 (Gov. Msg. Nos. 485, 486 and 487):

Senator Hee moved that Stand. Com. Rep. No. 3788 be received and placed on file, seconded by Senator Inouye and carried.

Senator Hee then moved that the Senate advise and consent to the nominations to the Center for Nursing Advisory Board of the following:

DALE M. ALLISON PHD, APRN, FAAN, term to expire June 30, 2010 (Gov. Msg. No. 485);

JOAN ANNE CRAFT, term to expire June 30, 2008 (Gov. Msg. No. 486); and

VICKY K POLAND, term to expire June 30, 2007 (Gov. Msg. No. 487),

seconded by Senator Inouye.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3789 (Gov. Msg. Nos. 490 and 491):

Senator Hee moved that Stand. Com. Rep. No. 3789 be received and placed on file, seconded by Senator Inouye and carried.

Senator Hee then moved that the Senate advise and consent to the nominations to the Board of Directors of the Research Corporation of the University of Hawaii of the following:

SHANLYN A.S. PARK, term to expire June 30, 2010 (Gov. Msg. No. 490); and

DONN MASAO TAKAKI, term to expire June 30, 2010 (Gov. Msg. No. 491),

seconded by Senator Inouye.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3792 (Gov. Msg. No. 310):

Senator Kanno moved that Stand. Com. Rep. No. 3792 be received and placed on file, seconded by Senator Ihara and carried.

Senator Kanno then moved that the Senate advise and consent to the nomination of ROLAND QUOK FONG THOM to the Labor and Industrial Relations Appeals Board, term to expire June 30, 2010, seconded by Senator Ihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3793 (Gov. Msg. No. 311):

Senator Kanno moved that Stand. Com. Rep. No. 3793 be received and placed on file, seconded by Senator Ihara and carried.

Senator Kanno then moved that the Senate advise and consent to the nomination of DAVID ALEXANDER PENDLETON to the Labor and Industrial Relations Appeals Board, term to expire June 30, 2016, seconded by Senator Ihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3794 (Gov. Msg. Nos. 358, 359, 408 and 409):

Senator Kim moved that Stand. Com. Rep. No. 3794 be received and placed on file, seconded by Senator Nishihara and carried.

Senator Kim then moved that the Senate advise and consent to the nominations to the Board of Directors of the Hawaii Tourism Authority of the following:

MICHAEL K. KOBAYASHI, term to expire June 30, 2010 (Gov. Msg. No. 358);

JOHN J. TONER, term to expire June 30, 2010 (Gov. Msg. No. 359);

KELVIN M. BLOOM, term to expire June 30, 2010 (Gov. Msg. No. 408); and

PATRICIA A. EWING, term to expire June 30, 2010 (Gov. Msg. No. 409),

seconded by Senator Nishihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 11:53 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:55 o'clock a.m.

Gov. Msg. No. 411:

By unanimous consent, Gov. Msg. No. 411 was recommitted to the Committee on Tourism.

Stand. Com. Rep. No. 3795 (Gov. Msg. No. 421):

Senator Menor moved that Stand. Com. Rep. No. 3795 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of GERALD YAMADA to the Contractors License Board, term to expire June 30, 2010, seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3796 (Gov. Msg. Nos. 422 and 423):

Senator Menor moved that Stand. Com. Rep. No. 3796 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nominations to the Board of Dental Examiners of the following:

JASON WADE KAMEZAWA, term to expire June 30, 2009 (Gov. Msg. No. 422); and

NOLAN Y. KIDO, term to expire June 30, 2010 (Gov. Msg. No. 423),

seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3797 (Gov. Msg. Nos. 424 and 425):

Senator Menor moved that Stand. Com. Rep. No. 3797 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nominations to the Board of Electricians and Plumbers of the following:

MORRIS H. KANESHIRO, term to expire June 30, 2010 (Gov. Msg. No. 424); and

LINDSEY JOHN KIMURA, term to expire June 30, 2010 (Gov. Msg. No. 425),

seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3798 (Gov. Msg. Nos. 426 and 427):

Senator Menor moved that Stand. Com. Rep. No. 3798 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nominations to the Elevator Mechanics Licensing Board of the following:

KENNETH M. HOVANIAN, term to expire June 30, 2010 (Gov. Msg. No. 426); and

JUDITH A. JORDAN, term to expire June 30, 2009 (Gov. Msg. No. 427),

seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3799 (Gov. Msg. Nos. 433, 434, 435 and 436):

Senator Menor moved that Stand. Com. Rep. No. 3799 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nominations to the Real Estate Commission of the following:

ANNETTE AIONA R, ABR, term to expire June 30, 2010 (Gov. Msg. No. 433);

WILLIAM STANLEY CHEE, term to expire June 30, 2009 (Gov. Msg. No. 434);

FRANCES ALLISON TORRE GENDRANO, term to expire June 30, 2010 (Gov. Msg. No. 435); and

MARK SUIISO, term to expire June 30, 2010 (Gov. Msg. No. 436),

seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3800 (Gov. Msg. No. 437):

Senator Menor moved that Stand. Com. Rep. No. 3800 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of CHRISTINA S. JACKSON to the Board of Speech Pathology and Audiology, term to expire June 30, 2007, seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3801 (Gov. Msg. Nos. 456, 457 and 458):

Senator Menor moved that Stand. Com. Rep. No. 3801 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nominations to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects of the following:

NORMAN G. Y. HONG, term to expire June 30, 2010 (Gov. Msg. No. 456);

CAROL H. IGARASHI, term to expire June 30, 2010 (Gov. Msg. No. 457); and

HOWARD K. C. LAU, term to expire June 30, 2010 (Gov. Msg. No. 458),

seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3802 (Gov. Msg. Nos. 478 and 479):

Senator Menor moved that Stand. Com. Rep. No. 3802 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nominations to the Board of Medical Examiners of the following:

BEN KAMARUDIN AZMAN M.D., term to expire June 30, 2010 (Gov. Msg. No. 478); and

DANNY MORITO TAKANISHI JR., term to expire June 30, 2010 (Gov. Msg. No. 479),

seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3803 (Gov. Msg. Nos. 483 and 484):

Senator Menor moved that Stand. Com. Rep. No. 3803 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nominations to the Board of Examiners in Naturopathy of the following:

MICHELE M. IKEDA, term to expire June 30, 2007 (Gov. Msg. No. 483); and

DAVID R. KERN, term to expire June 30, 2010 (Gov. Msg. No. 484),

seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3804 (Gov. Msg. No. 488):

Senator Menor moved that Stand. Com. Rep. No. 3804 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of JOHN EDWARD COLE to the Public Utilities Commission (PUC), term to expire June 30, 2012, seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3805 (Gov. Msg. No. 505):

Senator Menor moved that Stand. Com. Rep. No. 3805 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of RHONDA C. SCOTT to the Board of Massage Therapy, term to expire June 30, 2010, seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3806 (Gov. Msg. Nos. 514 and 516):

Senator Menor moved that Stand. Com. Rep. No. 3806 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nominations to the Hawaii Public Housing Administration (PHA) of the following:

CAROL R. IGNACIO, term to expire June 30, 2009 (Gov. Msg. No. 514); and

MATTIE A. YOSHIOKA, term to expire June 30, 2010 (Gov. Msg. No. 516),

seconded by Senator Baker.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Gov. Msg. No. 515:

By unanimous consent, action on Gov. Msg. No. 515 was deferred until Thursday, May 4, 2006.

Stand. Com. Rep. No. 3807 (Gov. Msg. No. 525):

Senator Menor moved that Stand. Com. Rep. No. 3807 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of LIONEL Y. TOKIOKA to the Board of Directors of the Hawaii Hurricane Relief Fund, term to expire June 30, 2009, seconded by Senator Baker.

Senator Taniguchi rose and said:

“Mr. President, I have comments in support of Gov. Msg. No. 525 on Mr. Lionel Tokioka that I’d like to have inserted into the Journal.”

The Chair having so ordered, Senator Taniguchi’s remarks read as follows:

“Mr. President, I have known Lionel Tokioka for many years. He was one of my former bosses at International Savings and later City Bank. Mr. Tokioka is not new to public service. He served with distinction on the Judicial Selection Commission. Mr. Tokioka’s financial expertise has assisted not only his banks but numerous organizations as well, including the Aloha United Way, the University of Hawaii Foundation, Kuakini Medical Center, the Hawaii Theater for Youth and many others. I know Mr. Tokioka will be a tremendous asset to the Board of Directors of the Hawaii Hurricane Relief Fund. I strongly support his nomination. Thank you Mr. President.”

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3808 (Gov. Msg. No. 420):

Senator Espero moved that Stand. Com. Rep. No. 3808 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Espero then moved that the Senate advise and consent to the nomination of JASON T. OKUHAMA to the Board of Directors of the Aloha Tower Development Corporation, term to expire June 30, 2009, seconded by Senator Fukunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3809 (Gov. Msg. Nos. 438, 439 and 440):

Senator Espero moved that Stand. Com. Rep. No. 3809 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Espero then moved that the Senate advise and consent to the nominations to the Stadium Authority of the following:

KATHRYN WHANG INOUE, term to expire June 30, 2010 (Gov. Msg. No. 438);

KENNETH B. MARCUS ESQ., term to expire June 30, 2010 (Gov. Msg. No. 439); and

ALAN S. TAMAYOSE, term to expire June 30, 2010 (Gov. Msg. No. 440),

seconded by Senator Fukunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3810 (Gov. Msg. Nos. 518 and 519):

Senator Espero moved that Stand. Com. Rep. No. 3810 be received and placed on file, seconded by Senator Fukunaga and carried.

Senator Espero then moved that the Senate advise and consent to the nomination of RICHARD SCHNITZLER to the Small Business Regulatory Review Board, terms to expire June 30, 2010, and June 30, 2006, seconded by Senator Fukunaga.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3811 (Gov. Msg. No. 336):

Senator Chun Oakland moved that Stand. Com. Rep. No. 3811 be received and placed on file, seconded by Senator Ihara and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nomination of LINDA ANN WATSON to the Statewide Council on Independent Living, term to expire June 30, 2009, seconded by Senator Ihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3812 (Gov. Msg. Nos. 351, 352 and 353):

Senator Chun Oakland moved that Stand. Com. Rep. No. 3812 be received and placed on file, seconded by Senator Ihara and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nominations to the State Rehabilitation Council of the following:

GENE R. DESCALZI, term to expire June 30, 2009 (Gov. Msg. No. 351);

DEBRA T. FARMER, term to expire June 30, 2009 (Gov. Msg. No. 352); and

NANCY G. KINGHORN, term to expire June 30, 2009 (Gov. Msg. No. 353),

seconded by Senator Ihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3813 (Gov. Msg. No. 388):

Senator Baker moved that Stand. Com. Rep. No. 3813 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of MALCOLM "MARK" M. GIBLIN to the Disability and Communication Access Board, term to expire June 30, 2009, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3814 (Gov. Msg. Nos. 389 and 390):

Senator Baker moved that Stand. Com. Rep. No. 3814 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Drug Product Selection Board of the following:

LINDA D. CHIU MD, term to expire June 30, 2010 (Gov. Msg. No. 389); and

ANGEL BUNUAN RAMOS, term to expire June 30, 2009 (Gov. Msg. No. 390),

seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3815 (Gov. Msg. Nos. 447, 448, 449 and 450):

Senator Fukunaga moved that Stand. Com. Rep. No. 3815 be received and placed on file, seconded by Senator Ige and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nominations to the State Foundation on Culture and the Arts Commission of the following:

MARY BEGIER, term to expire June 30, 2010 (Gov. Msg. No. 447);

PETER LARRY ROSEGG, terms to expire June 30, 2006, and June 30, 2010 (Gov. Msg. Nos. 448 and 449); and

LORI VOGEL THOMAS, term to expire June 30, 2010 (Gov. Msg. No. 450),

seconded by Senator Ige.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3816 (Gov. Msg. Nos. 471 and 472):

Senator Fukunaga moved that Stand. Com. Rep. No. 3816 be received and placed on file, seconded by Senator Ige and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nominations to the King Kamehameha Celebration Commission of the following:

ADRIAN K. KAMALII, term to expire June 30, 2010 (Gov. Msg. No. 471); and

NORMAN M.U. NAKAMOTO, term to expire June 30, 2010 (Gov. Msg. No. 472),

seconded by Senator Ige.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3817 (Gov. Msg. Nos. 465, 466, 467 and 497):

Senator Fukunaga moved that Stand. Com. Rep. No. 3817 be received and placed on file, seconded by Senator Ige and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nominations to the Hawaii Historic Places Review Board of the following:

KENNETH HAYS, term to expire June 30, 2008 (Gov. Msg. No. 465);

VIRGINIA DIANE MURISON, term to expire June 30, 2010 (Gov. Msg. No. 466);

JOHN A. PETERSON, term to expire June 30, 2010 (Gov. Msg. No. 467); and

WILLIAM DONALD SOUZA, term to expire June 30, 2010 (Gov. Msg. No. 497),

seconded by Senator Ige.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3818 (Gov. Msg. Nos. 451, 452 and 453):

Senator Baker moved that Stand. Com. Rep. No. 3818 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Policy Advisory Board for Elder Affairs of the following:

ELEANOR JEAN LLOYD, term to expire June 30, 2010 (Gov. Msg. No. 451);

HERBERT C. SHARP, term to expire June 30, 2010 (Gov. Msg. No. 452); and

MICHAEL BARRY SUMJA, term to expire June 30, 2010 (Gov. Msg. No. 453),

seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3819 (Gov. Msg. No. 463):

Senator Baker moved that Stand. Com. Rep. No. 3819 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of GAIL M. WALKER to the Health Planning Council, Hawaii County Subarea, term to expire June 30, 2008, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3820 (Gov. Msg. Nos. 454, 455 and 494):

Senator Baker moved that Stand. Com. Rep. No. 3820 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Emergency Medical Services Advisory Committee of the following:

MARCIANO D. AQUINO, term to expire June 30, 2010 (Gov. Msg. No. 454);

RYAN ANDREW MCKNIGHT, term to expire June 30, 2010 (Gov. Msg. No. 455); and

SHAUNA V. TUOHY, term to expire June 30, 2009 (Gov. Msg. No. 494),

seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3821 (Gov. Msg. No. 476):

Senator Baker moved that Stand. Com. Rep. No. 3821 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of ALAN SERIKAWA to the Medical

Advisory Board, term to expire June 30, 2010, seconded by Senator Chun Oakland.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3822 (Gov. Msg. Nos. 459, 460, 461 and 462):

Senator Chun Oakland moved that Stand. Com. Rep. No. 3822 be received and placed on file, seconded by Senator Ihara and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nominations to the Commission on Fatherhood of the following:

BARRETT KEOKI AWAI, term to expire June 30, 2007 (Gov. Msg. No. 459);

MICHAEL R. DIAS, term to expire June 30, 2007 (Gov. Msg. No. 460);

MYRNA B. MURDOCH, term to expire June 30, 2007 (Gov. Msg. No. 461); and

SYLVIA H. L. YUEN PH.D, term to expire June 30, 2007 (Gov. Msg. No. 462),

seconded by Senator Ihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3823 (Gov. Msg. No. 361):

Senator Hee moved that Stand. Com. Rep. No. 3823 be received and placed on file, seconded by Senator Inouye and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of JAMES J. C. HAYNES II to the Board of Regents of the University of Hawaii, term to expire June 30, 2010, seconded by Senator Inouye.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3824 (Gov. Msg. Nos. 498, 499, 500 and 502):

Senator Menor moved that Stand. Com. Rep. No. 3824 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nominations to the Hawaii Housing Finance and Development Administration (HFD) of the following:

CHARLES G. KING, term to expire June 30, 2010 (Gov. Msg. No. 498);

BETTY LOU LARSON, term to expire June 30, 2009 (Gov. Msg. No. 499);

DAVID LAWRENCE, term to expire June 30, 2008 (Gov. Msg. No. 500); and

CHARLES A. STED, term to expire June 30, 2010 (Gov. Msg. No. 502),

seconded by Senator Baker.

Senator Kim rose in opposition to Gov. Msg. No. 502 and said:

“Mr. President, I rise in opposition to Gov. Msg. No. 502, the confirmation of Charles A. Sted to the Hawaii Housing Finance and Development Administration.

“Mr. President, the Housing and Community Development Corporation of Hawaii’s handling of the Kalihi Valley Homes, Hauiki Homes, and the nonexistent asset management study by the HCDCH has been pathetic. The oversight of the HCDCH clearly rests with the board. Mr. Sted is the chair of the HCDCH board and I have communicated with him, I’ve attended an HCDCH board meeting, I’ve met with Mr. Sted and the HCDCH executive director and still my attempts to get them to address some of these issues have been unsatisfactory.

“Specifically, during Mr. Sted’s tenure as the chair of the HCDCH board, the contractor walked off the Kalihi Valley Housing project in April of 2004 for nonpayment of hundreds of thousands of dollars. Director Aveiro kept promising payment in 30 days but never did. The contractor refused to return until they were paid and this went on for over six months. This delay meant that precious units remained vacant and tenants remained dislocated or homeless.

“With no resolution in sight, the CPH Committee scheduled a hearing on February 12, 2005. This prompted Director Aveiro to call an emergency meeting with the contractors the day before the hearing and again promised payment. Nevertheless, the contractor showed up at the hearing and shared with us the myriad of problems they were having with the HCDCH. As of today, almost two years since the walkout date, HCDCH still owes the contractor over a million dollars.

“I suspected then that the board had no clue as to what was going on regarding the Kalihi Valley Housing, so I sent a letter to Mr. Sted last September, 2005, stating, and I quote, ‘Finally, since the tone of your letter affirms that the board has been briefed and is clearly aware of the problems and delays of the Kalihi Valley Phase II Renovation Project and the outstanding change orders, please explain why, after the plethora of meetings, promises by the HCDCH, and concerns raised by the Senate, there still is an outstanding payment due to the prime contractor. Since you claim the board is aware of the problems, what steps, if any, is the board taking to rectify and ensure that these problems do not occur again,’ unquote.

“Phase II has been completed, members, but the contractor is still owed monies. Board minutes reveal that the board never addressed the problems at KVH and did not take steps to rectify it.

“At his confirmation hearing, Mr. Sted confirmed my suspicions that either he didn’t know about this or didn’t care about the problems at Kalihi Valley Homes since he didn’t have a clue that the HCDCH still owed the contractor over a million dollars.

“Another example, during his tenure, the Legislature adopted H.C.R. No. 214, requesting the Housing and Community Development Corporation of Hawaii to explore home ownership options and study the feasibility of implementing a

housing demonstration project at Hauiki Homes and other state owned and operated housing projects. Colleagues, this is their pitiful report to the Legislature in 2005. It is a 1¼-page report. And would you believe that this report for this House concurrent resolution was never reviewed or approved by the board? I don’t know if the board was even aware of this HCR. By Mr. Sted’s admission, he didn’t know that the board had the responsibility of reviewing this report to the Legislature. It was totally left up to the staff.

“The report states, and I quote, ‘On November 30, 2004, the HCDCH formally requested an extension of time to consider Kokua Legal Services’ letter of intent for KVH. The agency is undertaking an assessment management study which is anticipated to be concluded in the spring of 2005. Decisions regarding the sale of the HCDCH properties like Hauiki Homes will be made within the context of the study results.’ Despite this report to the Legislature and the CPH hearings, the board on June 16, 2005, with no asset management study results, disapproved the request to implement a housing demonstration project at Hauiki Homes. This decision was completely contrary to their conclusion statement of their report, and I quote, ‘The HCDCH generally supports home ownership. It strengthens families and communities. The HCDCH will continue to work with Kokua Legal Services to obtain the requested information and will make its decision in the context of the findings of its asset management study.’ This was totally disingenuous. They did not work with the Kokua Legal Services to get the information and they did not decide in the context of the asset management study since there is still no completed study as of today.

“So did they ever complete the asset management study? Of course not. Was money expended for their study? Yes, but don’t ask Linda Smith because she told us that no money was spent.

“In my letter dated May 12, 2005, to Mr. Sted, I stated, quote, ‘Contracts with the Navy for an asset management study for \$65,000 was entered into on January 25, 2005.’ A memo dated December 27, 2004, from Jeanie Hamilton states that HCDCH anticipates the task order will be executed in January 2005 and the work will be completed before April 2005. This was shared with the Senate CPH Committee on February 3, 2005, yet at the April 12th Senate CPH follow-up meeting, the director told the Committee that the asset management study was not yet complete with no definitive completion date. In further review of all of the 2005 board minutes, there appears to be no follow-up or monitoring by the board on this very important asset management study that kept Kokua Legal Services in limbo. It took Mr. Sted and the board until August – three months – to finally respond to my May 12th letter. Imagine, they put my letter on the board agenda but they never put the H.C.R. No. 214 on the agenda.

“On the issue of the asset management study he replies, and I quote, ‘I agree that the board has not taken adequate steps to follow-up and monitor the asset management study. Accordingly, I will appoint an asset management subcommittee at the August 2005 regular meeting to devote the needed attention to this important subject,’ and I repeat, ‘devote the needed attention to this important subject.’ Interestingly enough, on October 31, 2005, Director Aveiro in her response to me states, ‘The draft asset management report was submitted to the HCDCH in May 2005.’ I attended the June meeting and there was no mention of this draft report or the acceptance of this report. She goes on to say that ‘the final report was completed in July 2005. The board’s asset management subcommittee made up of Mr. Sted and Ms. Smith is currently reviewing the report and will make policy recommendations to the full board,’ unquote. Remember, in Mr. Sted’s August 3rd

letter to me he never even mentioned the final report was submitted to the board.

“So, let’s fast forward to last week Monday night at the confirmation hearing. When asked about the status of this report, Mr. Sted said he was unable to tell the Committee when the asset management study would be complete. It’s over a year late, members, and if Mr. Sted, who’s a member of this three-member subcommittee and the board chair, is clueless about this study, then this board has some serious leadership and management problems. Will somebody tell them that we have a housing shortage and that they need to be more diligent about their responsibilities! And yes, I realize that it’s a volunteer job, but if he doesn’t have the time or the passion, then he shouldn’t serve.

“I’m sorry, but as far as I’m concerned, Mr. Sted’s record on the HCDCH does not speak well to his confirmation and my examples are just a few of the horror stories – I’m sure there are more. For these reasons, I cannot in good conscience support Mr. Sted to the Hawaii Housing Finance and Development Board. Thank you.”

Senator Hee rose in opposition to Gov. Msg. No. 502 and said:

“Mr. President, I rise to speak against the nominee as well.

“Very quickly, Mr. President and colleagues, I have two very good friends who are contractors – one was the drywall contractor at Kalihi Valley Housing and the other was the plumbing subcontractor who also did the solar panels. The one complaint heard repeatedly over and over was, as subcontractors and small business people, they weren’t getting paid on time.

“So, for those reasons, I will vote against Mr. Sted as well.”

Senator Sakamoto rose in opposition to Gov. Msg. No. 502 and said:

“Mr. President, I rise in opposition as well.

“Every week I go up there to pick someone up at the Kam IV Housing and it’s just pathetic how long this project has dragged. Perhaps Mr. Sted isn’t the one on the job, perhaps there are project managers, perhaps it’s Ms. Aveiro, perhaps it’s other people, but the chairman of the board has an ability to improve things and apparently things have not improved, at least from my perspective, to the degree they should, Mr. President, so I encourage my colleagues to vote ‘no.’”

Senator English rose in opposition to Gov. Msg. No. 502 and said:

“Mr. President, I received a communication from the Hawaii Board of Realtors and my objections are contained in that letter, so I’m voting ‘no’ as well.”

Senators Ihara and Baker requested their votes be cast “aye, with reservations,” and the Chair so ordered.

At 12:10 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:11 o’clock p.m.

Senator Hemmings rose on a point of order and said:

“Point of order, Mr. President.

“For purposes of accuracy and recordkeeping, could the clerk please tell us the vote on Gov. Msg. No. 502.”

The motion to advise and consent to the nominations of CHARLES G. KING, BETTY LOU LARSON and DAVID LAWRENCE was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

The motion to advise and consent to the nomination of CHARLES A. STED was put by the Chair and failed to carry on the following showing of Ayes and Noes:

Ayes, 11. Noes, 14 (Chun Oakland, English, Espero, Fukunaga, Hanabusa, Hee, Hooser, Ige, Kim, Kokubun, Nishihara, Sakamoto, Taniguchi, Tsutsui).

Stand. Com. Rep. No. 3825 (Gov. Msg. No. 405):

By unanimous consent, Stand. Com. Rep. No. 3825 and Gov. Msg. No. 405 were recommitted to the Committee on Labor.

FINAL ADOPTION

S.C.R. No. 77, S.D. 2, H.D. 1:

On motion by Senator Baker, seconded by Senator Espero and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 77, S.D. 2 and S.C.R. No. 77, S.D. 2, H.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT TWO STUDIES OF RECOMMENDED PROCEDURES THAT WILL ENSURE THAT STATE-FUNDED HEALTH CARE PAYMENTS ADEQUATELY REIMBURSE PROVIDERS WHO PROVIDE SERVICES FOR, FIRST, MEDICAID OR QUEST RECIPIENTS AND, SECOND, FOR INJURED EMPLOYEES UNDER WORKERS COMPENSATION INSURANCE,” was Finally Adopted on the following showing of Ayes and Noes:

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

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM FRIDAY, APRIL 28, 2006

Stand. Com. Rep. No. 3777 (S.R. No. 163):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 163, entitled: “SENATE RESOLUTION ENCOURAGING THE DEPARTMENT OF TRANSPORTATION, WITH COOPERATION FROM THE DEPARTMENT OF LAND AND NATURAL RESOURCES, TO ASSIST IN THE STATE AND NATIONAL POLICIES TO REDUCE RELIANCE UPON FOSSIL FUELS AND TO PROMOTE THE DEVELOPMENT OF AN ETHANOL INDUSTRY IN THE STATE OF HAWAII,” was adopted.

Stand. Com. Rep. No. 3790 (H.C.R. No. 320):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 320, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO HONOR THE FIRST MONDAY IN MAY AS HAWAII HISTORIC PRESERVATION AWARENESS DAY,” was adopted.

Stand. Com. Rep. No. 3791 (H.C.R. No. 218, H.D. 1):

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and H.C.R. No. 218, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION, UNIVERSITY OF HAWAII JOHN A. BURNS SCHOOL OF MEDICINE, CANCER RESEARCH CENTER OF HAWAII, DEPARTMENT OF EDUCATION, DEPARTMENT OF LAND AND NATURAL RESOURCES, THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY, AND KAMEHAMEHA SCHOOLS TO PLAN A TECHNOLOGY-BASED COLLABORATIVE PROJECT ON STATE LANDS, OR OTHER APPROPRIATE LANDS, IN KAKAAKO," was adopted.

FINAL READING

Conf. Com. Rep. No. 163-06 (H.B. No. 1900, H.D. 1, S.D. 1, C.D. 1):

Senator Taniguchi moved that Conf. Com. Rep. No. 163-06 be adopted and H.B. No. 1900, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator English.

Senator Taniguchi rose in support of the measure and said:

"Mr. President, I rise to speak in favor of this bill.

"I have rather lengthy comments, so I think at this point I will have them inserted into the Journal in support."

The Chair having so ordered, Senator Taniguchi's remarks read as follows:

"Mr. President, I rise to speak in favor of this measure.

"Mr. President, this measure is the supplemental budget bill and amends Act 178 of last year, the Executive Appropriations Act.

"Before speaking to the merits of this bill, I would like to thank all the people who made this Session a success for the Committee on Ways and Means.

"First, I would like to thank my staff – I think all of them did an incredible job this year, given the circumstances. I want them to know that I appreciate all the sacrifices that they made for this Committee to be successful.

"Second, I'd like to thank the WAM Committee members for all of their hard work and constructive input this year. While it was a struggle at times, I believe that each member of the Senate contributed to this final product, including yourself, Mr. President.

"I also want to thank House Finance Chair Dwight Takamine, for the tremendous support, cooperation and friendship he has afforded me over the years, especially these last six years as we headed our respective money Committees.

"Last, but not least, I want to thank my family for all their sacrifices so that I could continue to serve as WAM Chair these past six years, most especially for being the strength behind all of the tough decisions that I've had to make in my 26 years in office.

"Mr. President, though we had a healthy carryover balance and increases in revenues this year, it was a challenge ensuring

that those revenues were allocated wisely with thought given to future expenditures. I'm glad we had the opportunity to face the challenge that we did. We were forced to reevaluate many priorities and ask ourselves what our state government should look like and how it should operate. We took an approach, which increased expenditures, with the bulk of that increase going to our public schools, infrastructure, and to those in need.

"This budget represents a philosophy that government must provide for those who cannot provide for them selves – our children and those less fortunate.

"If you examine this budget as I have, you will see that general fund expenditures increased by over \$230 million. The majority of those expenditures will be going to the Department of Education, Human Services, Health, and the University of Hawaii. I believe that this Body is addressing public schools and those most in need in the most prudent and appropriate manner possible.

"This budget, as a component of our overall financial plan, is sound and it is fair as it provides the resources for those areas that should be of priority to our constituents. I believe this Body has done an outstanding job to conform our state government expenditures to our ability to afford it.

"While some may disagree, I believe that this Legislature should be proud of the fiscal decisions it has made as well as all others related to our financial plan. We have made the difficult choices in deciding how best to spend our increased revenues, but they are ones that I feel will best serve the interest of our people.

"I urge all of my colleagues to support this measure. Thank you."

Senator Sakamoto rose to speak in favor of the measure as follows:

"Mr. President, I rise in support of this measure as well.

"I don't have comments to insert but I would like to articulate some of the things at least in regard to education that our good Ways and Means Chair, as well as all of the members have agreed to and hopefully pass, Mr. President.

"As we know, schools are important to us as well as the public. Mr. President, the Senator from Manoa and the Committee and this Body has put many good things into this bill and I'll just articulate on a few for education.

"Starting with the weighted student formula, some of us have had the opportunity to talk to our schools and librarians. There were counselors and other people who are in jeopardy of losing their positions who are concerned that Act 51 has caused their school to do something in terms of prioritizing their needs. In this budget that will pass, hopefully, \$20 million was put to the weighted student formula. In that measure, Mr. President, later on I'll be able to pass out a list that will show that the schools that were negatively affected by the previous committee on weights distribution of the available funds found many schools in the red or lacking at least the status quo of where they're at.

"My goal, Mr. President, or our goal should not be to have people who are in jeopardy just feel a sigh of relief and be retained because it's the principal and the school community council that will use the available funds, including this additional money to the schools to help them. High schools will receive 126,000 more dollars, middle schools 84,000 more dollars, elementary schools 63,000 more dollars, and the combination schools some vary in degree. Each school, based

on what's in this budget, will be in the black and no school will be in the red, at least in the first year as the weighted student formula moves forward.

"Again, this isn't just for people to breathe a sigh of relief. But as we know, Mr. President, the schools in one study have been short \$278 million, so this is a step in the right direction.

"The budget also includes \$2 million specifically for science textbooks, \$5.4 million for technology as well as human resource systems, and includes many other things, in particular, in coordination with the budget, some items are in the budget, some items are funded in bills. Perhaps I can address those later. I do want to say that the fix the schools bill which will be coming up later did put in \$160 million to renovate 95 schools that are 25 years and older. Some have already been renovated but this will bring many, many of our schools up to par and includes \$75 million in addition to that for repair and maintenance.

"As we know, the backlog was \$525 million as of September, and certainly with this addition, over \$100 million more should be reducing the back log. We hope as the money is released, and in particular some of these are general funds, it doesn't need to wait for the bond float, etc.

"Mr. President, I'd really like to thank all of those who helped make this come to this point, again especially the money Chair and the House side as well. Thank you, Mr. President."

Senator Hemmings rose in support and stated:

"Mr. President, I rise to speak in favor of the budget.

"Mr. President, I would like to add my accolades and gratitude and praise to the Senate Chairman of the Ways and Means Committee. It is always difficult. There's so many different interests that come to this Legislature looking for support. Setting priorities and oftentimes telling some of them that they're not going to get what they want or at least all that they want is a difficult task indeed.

"I'd like to also add this caveat, from the perspective of the Minority Party, that I believe this budget was crafted in many ways without partisan consideration but rather based on the merit of the individual issues. For that, I'm grateful to the Chairman of the Ways and Means Committee.

"I'd like to respond to the good Chairman of the Higher Education Committee and I'd like to ask this question of us, colleagues, and I'd like to ask this question, quite frankly, of the people of Hawaii – when do we hit the point that we start demanding results for the investment we're making in education? It is so easy to stand up here on the Floor and say we're doing it for the keiki, we're doing it for the children, which is so very true, but are we really? Where is the money going and what are the results? And what are the people of Hawaii who work so hard that send their children to public schools getting in return? That question can partly be answered by the facts concerning the funding of public education.

"In 10 short years since the close of fiscal 1997, the budget has gone from \$870 million a year to operate the public education system, to the close of '07, with what we're adding to the budget now, it will be \$2.4 billion – a dramatic increase. Well, that might be justified if we said, well maybe we have three times as many children in the system. Not so. The number of children enrolled in the public education system has remained static.

"Where is the money going? The employee count has gone possibly from 17,000 to 19,000 – not a dramatic increase, certainly not \$1.6 billion worth of increase. Where is the money going? And what do we have to show for it? I would say hoorah for all of us. If we put this money in, we could say by every measure of the national education standards, Hawaii shines and it's something we can be proud of. But unfortunately, that's not true.

"It's not true to the extent that many of us here in this room, many in the executive branch of government, many in the judicial branch of government, and many in the ranks and files of teachers have chosen to send their kids to private schools and are paying twice for education of their children – once through high taxes and once again through private school tuitions.

"Yes, we support public education, but we support it to the extent that we want to see the money put in the classrooms, with the teachers, and hold their principals responsible for what's happening in their schools.

"I heard something about that wonderful campaign slogan that was used two years ago called 'reinventing education.' We've reinvented education and it worked well at election time, but what are the results? The budget has gone from \$1.9 billion to about \$2.4 billion. It's costing us another five or six hundred million dollars more. We have reinvented education so well that the weighted student formula that was supposed to be a godsend along with the school councils that are reminiscent of SCBM, which never worked, we have to pay 20 million more dollars so we don't hurt the schools that we're supposed to be helping. What are we going to do next year or the year after?

"So, in all sincerity, colleagues, when do we start to say money is not the problem, management is. When, on behalf of our constituents, and more importantly, on behalf of the teachers and the students, when do we say we want results? We want to change the system so that the money does translate to good services.

"I might add that the system is being held hostage again for repair and maintenance of schools – 1998, \$182 million; \$153 million in 1999; \$51 million in 2000; \$71 million in 2001; \$56 million in 2002; \$127 million in 2003; \$74 million in 2004; 2005 – \$243 million CIP; 2006, \$215 million; 2007, \$228 million – recently, cash right out of our pockets, not bond money, cash.

"May I ask this question, with that huge amount of money, how come the schools aren't fixed? With \$2 billion, how come there's not enough money to buy books? Serious questions. Seriously, one of these days we're going to have to stop listening to the mantra of the bureaucracy in the DOE and the BOE of 'give us more money and we'll do a better job' – because we have, and they haven't.

"Thank you, Mr. President."

Senator Trimble rose in opposition to the measure and said:

"Mr. President, I rise in opposition to H.B. No. 1900.

"After the previous speech in favor of the budget I just thought I'd come up and mention three brief points. Number one – it's only part of the budget. There are at least 60 other money bills, one of which seeks to give \$50,000 to print a newsletter, another \$100,000 to create one position in the Department of Health. I think it's appropriate when we have a budget bill to have a total budget bill.

“Number two – we haven’t . . . taking revenue and using revenue, general fund revenue for school construction is an admission that we really don’t have a surplus. What we had was under-funding previously and deferred maintenance projects. The problem I have is the most serious under-funding, the most serious liability that the state has is the under-funding of the employee retirement system and the health benefits that have been assured to our workers. We should have addressed or at least started to address that.

“Number three – we have a warm body policy. When times are tough, we keep the state payroll going. That’s what led to not doing the maintenance projects that we’re worrying about now. We need to address the number of civil service positions that work in government, and the only time when we have the will to reduce the size of state government is when we’re at a full economy and the economy is growing. That is now. That’s the only time that it is palatable to make it happen. We should be doing it now. We haven’t done it.

“So, for those three reasons, I will vote against the budget. Thank you.”

Senator Sakamoto rose and said:

“Mr. President, a brief response to some of the comments from our Senator from Kailua.

“First, the public schools need to educate every child – special education children, children that come to our shores from Micronesia, Marshall Islands – many of them coming with no education or at least no formal education. The public schools need to educate the rejects or the dropouts from private schools. Mr. President, the public schools don’t get to choose who to educate. It does cost more money to educate children that have difficulties whether it’s from where they come from, whether it’s their language, whether it’s a disability, whether it’s another problem, or be it a discipline problem.

“Many people talk about the parent gap. Part of the solution I would suggest to the speaker from Kailua and others, the reform effort did empower the school principal and the school community council to use the funds available and I would ask all of my colleagues, I would ask all of the businesses, all of the nonprofits to volunteer at your schools, be a tutor, be a mentor, volunteer for work days and let’s help our schools become the schools that we can all be proud of.

“Secondly, on the litany of numbers, I believe the speaker should look at the DOE’s response to where the money went. They made it clear there are many other issues and we’ll not articulate those here today. But in terms of the schools, just as in your house or your business, for the department, every year \$70 million-plus come on the list for new repair and maintenance projects. In the lean years of the state, we weren’t adequately funding that. The backlog was \$800 million, then \$640 million, then \$525 million in repair in maintenance, and that is not including the capital improvement projects, which are on another list of hundreds-of-millions-of-dollars for new schools or new school facilities.

“We have a big job. I’m not an apologist for the department. We’ve passed accountability measures on this Floor. We have measures today that will help. We need to be supporters as opposed to detractors of our public schools. If we support our schools, we can have a system that we can all be proud of.”

Senator Tsutsui rose in support of the measure and stated:

“Mr. President, I rise in support of this measure.

“Mr. President, first and most importantly, I’d like to begin by commending the Chairman of the Ways and Means Committee for his wisdom and his dedication on crafting what I believe is a fine supplemental budget. I spent, as his Vice Chairman, many weekends, many long nights going line by line, page by page, position by position, appropriation by appropriation looking at ways to craft a fair and responsible budget. After spending many long hours with an individual, it’s easy to get an opinion of this individual, and frankly, Mr. President, the Chairman of the Ways and Means Committee is one smart cookie.

“I would also like to thank the House Finance Committee, the Chairman, also the Vice Chairman, my new best buddy in the House, for their long hours in working with us in concert to create this measure. I would also be remiss if I didn’t thank the Ways and Means and House Finance staff analysts for their long hours sitting there with us and working through all the fine details of the state budget.

“Finally, Mr. President, I think it’s important for us to also thank the members and the many individuals who’ve contributed to the budget during the budgetary process.

“Real briefly, Mr. President, I would just like to mention that again I think this supplemental budget has done a wonderful job. We made education its top priority and the centerpiece of the supplemental budget. It remained dedicated to providing for the needs of our residents by increasing general fund appropriations of \$39.9 million to the Department of Human Services. It provided \$26.3 million to programs at the University of Hawaii, \$19.5 million to the Department of Health as well as \$15.7 million to the Department of Public Safety. This is a balanced budget. I believe it’s a responsible budget and a budget that addresses the health, wellbeing and safety of our residents, and for this reason, Mr. President, and many others, I urge my colleagues to support H.B. No. 1900. Thank you.”

Senator Slom rose to speak in opposition to the measure as follows:

“Mr. President, I rise in opposition to the budget.

“The vote that we’re taking now is not a vote on the hard work of individual Legislators and their staff. It’s not a vote on smart cookies. It’s not even a vote on Act 51, what it promised and what it has or has not delivered. What we’re talking about here is a document that in total funds we’re talking about \$9.6 billion. And as the late US Senator from Illinois once said, ‘A billion here, a billion there, pretty soon it adds up to real money.’

“Those of us that talk about curtailing and controlling the impact of government and the ever-upward spiral of taxation, and cost, and personnel, and agencies have to do more than just talk about it. Because if we tacitly approve the budget year after year after year, which is of course the politically correct thing to do, then we’re saying yeah, when we talk about how expensive it is to run the government and how many more people become dependent on government largess, which is taken from the regular taxpayers, then we really haven’t done anything to slow this progress or done anything so that people really will believe what we’re saying.

“At the same time, when we started this Legislative Session with an estimated \$600 million surplus and whether you want to argue whether we have a surplus or under-funding or whatever, \$600 million, which continued to creep up because the economy is strong, we talked about tax relief. We talked about priorities. And the Governor, I know, initially came out and asked for

between 300 and \$350 million or roughly half of the surplus to be returned to the public, and then that figure was dropped to \$120 million, and then the final figure is closer to \$50 million. It will not return money. It will do what we've been trying to do for several years and which is the right thing to do and that is to expand the standard deduction and also to expand the tax brackets. But that doesn't really meet the constitutional requirement of returning money and in fact we had a bill introduced by the Finance Chairman that would solve the problem by putting it to a vote whether or not the Legislature should make all decisions regarding the money.

"We lose sight in this building as to where that surplus came from. We lose sight as to whose money we're dealing with. It sure is a lot easier to spend other people's money. I'm not questioning some of the decisions that were made in terms of priorities, but I'm saying that if it's your own money or your own families' money, you would probably make different decisions and you probably would not spend as much. Approaching \$10 billion for the size of this state and the size of this economy is too much. We're adding expenditures, and we're adding personnel, and we're adding building costs for healthcare and for retirement that our children are going to have to bear.

"We wonder why so many people continue to struggle in an economy which admittedly is improving and is fairly strong. They struggle because we find that fewer and fewer people are paying more and more of the tax burden. And on the other end we have more people now that are voting for a living rather than working for a living. And as we take people off the tax roles or as we reduce their tax burden, as we give them special tax credits or rebates, the difference if we're going to continue to increase the budget and increase spending has got to come from somewhere and it's going to come from the people – not the wealthy, the wealthy take care of themselves. It's going to be basically the middle class, those people that have the 2½ jobs right now, those people that are struggling, those people that when they get their electric bill, and their water bill, and their sewer bill, and their motor vehicle registration, and their real property taxes find that those expenditures go up geometrically while as their salary increases, if going up at all, go up arithmetically.

"We are creating more and more of a struggle and we're doing so through this budget. And so while there are many laudable things in within the budget – and as the good Senator from Waikiki pointed out we have many, many, many more spending bills that add more billions to our total outlay – we should be aware that we are increasing the burden for the people that live in this state. And so if we say that it really matters that we don't increase government, we don't increase the dependency of people on that government, if we don't increase the number of people working for government and don't increase their benefits, then you have to use the tools that you have to stop it. And the only way or the only tools that you've got right now are to say no. As much as I'd like to support many of the things in the budget, I cannot do it and be true to these other principles.

"And so, Mr. President, I'll be voting 'no.' Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 163-06 was adopted and H.B. No. 1900, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Trimble).

At 12:36 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:40 o'clock p.m.

Conf. Com. Rep. No. 196-06 (S.B. No. 2461, S.D. 1, H.D. 1, C.D. 1):

Senator Chun Oakland moved that Conf. Com. Rep. No. 196-06 be adopted and S.B. No. 2461, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Baker then offered the following amendment (Floor Amendment No. 12) to S.B. No. 2461, S.D. 1, H.D. 1, C.D. 1:

SECTION 1. Senate Bill No. 2461, S.D. 1, H.D. 1, C.D. 1, is amended by adding a new part to read as follows:

"PART VII

SECTION 13. There is appropriated out of the general revenues of the State of Hawaii the sum of \$1,500,000, or so much thereof as may be necessary for fiscal year 2006-2007, as grants pursuant to chapter 42F, Hawaii Revised Statutes, to:

- | | |
|----------------------------------|-----------|
| (1) Molokai General Hospital | \$500,000 |
| (2) Kahuku Hospital | \$500,000 |
| (3) Hana Community Health Center | \$500,000 |

The sum appropriated shall be expended by the department of health for the purposes of this section.

SECTION 14. There is appropriated out of the general revenues of the State of Hawaii \$500,000, or so much as may be necessary for fiscal year 2006-2007, as a grant pursuant to chapter 42F, Hawaii Revised Statutes, for emergency room subsidy at the Waianae District Comprehensive Health and Hospital Board, Inc., doing business as Waianae Coast Comprehensive Health Center.

The sum appropriated shall be expended by the department of health for the purposes of this section."

SECTION 2. Senate Bill No. 2461, S.D. 1, H.D. 1, C.D. 1, is amended by renumbering section 13 as section 15, and designating it as "PART VIII".

Senator Baker moved that Floor Amendment No. 12 be adopted, seconded by Senator Taniguchi.

Senator Baker rose in support of the amendment and said:

"Mr. President and colleagues, the amendment before you will add \$2 million for some very important health centers – \$500,000 for Molokai General Hospital; \$500,000 to Kahuku Hospital; \$500,000 to Hana Community Health Center and \$500,000 to subsidize the ER at Waianae Coast Comprehensive Center. If the amendment is adopted, added to the amount of money that is in the supplemental budget we just adopted, these four facilities will each receive \$1 million in subsidies to help them cover their indigent care. That means these facilities can stay open. Thank you."

Senator Taniguchi rose in support of the amendment and said:

"Mr. President, I rise in support of the amendment.

"Mr. President, after getting accolades for the budget and a swelled head, I must eat humble pie and humbly apologize to you and the members of the Senate for this error. I guess I also need to apologize to the recipients of the funds for any anxiety that was caused by this oversight. We did agree to fund it at the appropriate level but didn't cover it in the budget, so we need this amendment.

"I ask my colleagues to support the amendment. Thank you."

The motion to adopt Floor Amendment No. 12 was put by the Chair and carried.

Senator Baker moved that Conf. Com. Rep. No. 196-06 be received and placed on file, seconded by Senator Taniguchi and carried.

By unanimous consent, S.B. No. 2461, S.D. 1, H.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GRANTS," was placed on the calendar for Final Reading on Thursday, May 4, 2006.

Conf. Com. Rep. No. 211-06 (S.B. No. 218, S.D. 4, H.D. 1, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 211-06 be adopted and S.B. No. 218, S.D. 4, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Tsutsui.

Senator Baker then offered the following amendment (Floor Amendment No. 13) to S.B. No. 218, S.D. 4, H.D. 1, C.D. 1:

SECTION 1. S.B. No. 218, C.D. 1, is amended by designating sections 1 and 2 as part I.

SECTION 2. S.B. No. 218, C.D. 1, is amended by amending the last paragraph of section 1 to read as follows:

"The purpose of this [Aet] part is to appropriate funds to the department of health to establish a training stipend program for emergency medical technicians who do not have access to a training stipend program and who want to advance in their chosen profession by enrolling in a state-qualified mobile intensive care technician training program."

SECTION 3. S.B. No. 218, C.D. 1, is amended by amending the last paragraph of section 2 to read as follows:

"The sum appropriated shall be expended by the department of health for the purposes of this [Aet] part."

SECTION 4. S.B. No. 218, C.D. 1, is amended by adding a new section, designating the new section as part II, and numbering the new section as section 3, to read as follows:

"PART II

SECTION 3. There is appropriated out of the general revenues of the State of Hawaii the sum of \$1,000,000, or so much thereof as is necessary for fiscal year 2006-2007, to provide funding for helicopter medical transport services for the island of Oahu; provided that the department of health shall procure helicopter medical transport services for the island of Oahu according to the following priority:

- (1) Working with the department of defense;
- (2) Working with the city and county of Honolulu; or
- (3) Purchase of service.

The sum appropriated shall be expended by the department of health for the purpose of this part."

SECTION 5. S.B. No. 218, C.D. 1, is amended by renumbering section 3 as section 4, and designating the newly designated section 4 as part III.

Senator Baker moved that Floor Amendment No. 13 be adopted, seconded by Senator Taniguchi.

Senator Baker rose to support the amendment as follows:

"Mr. President and colleagues, floor amendment no. 13 would add a second part to S.B. No. 218 in order to fund the medical air transport services for the Island of Oahu in the sum of \$1 million for the fiscal year 2006-2007. This is to provide for replacement transport once MAST leaves. The initial setup is in an emergency appropriation that is on the fiscal consent calendar but the remaining amount needs to be funded in this measure.

"The other part of the bill is an emergency medical services stipend and the two can go hand in hand. I urge my colleagues to vote 'yes.'"

The motion to adopt Floor Amendment No. 13 was put by the Chair and carried.

Senator Baker moved that Conf. Com. Rep. No. 211-06 be received and placed on file, seconded by Senator Taniguchi and carried.

By unanimous consent, S.B. No. 218, S.D. 4, H.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was placed on the calendar for Final Reading on Thursday, May 4, 2006.

Conf. Com. Rep. No. 236-06 (H.B. No. 3115, H.D. 2, S.D. 2, C.D. 1):

Senator Menor moved that Conf. Com. Rep. No. 236-06 be adopted and H.B. No. 3115, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Tsutsui then offered the following amendment (Floor Amendment No. 14) to H.B. No. 3115, H.D. 2, S.D. 2, C.D. 1:

SECTION 1. House Bill No. 3115, H.D. 2, S.D. 2, C.D. 1 (RELATING TO PETROLEUM INDUSTRY), is amended to read as follows:

SECTION 1. The legislature finds that the oil industry has in the past, and if unchecked, will likely in the future, use oligopolistic powers to set artificially high prices in Hawaii for motor fuel and other petroleum products. Disadvantaged by the secrecy in the industry, elected officials and the public are denied accurate assessments of the true causes of higher prices. True and effective transparency would be an effective tool to prevent the use of price maintenance schemes or other illegal behavior that artificially raises consumer prices.

While true transparency should provide benefits for Hawaii consumers, the legislature further finds that the combination of the state's geographical isolation and the market control exercised by the oil companies necessitate additional measures to safeguard the public. While the effectiveness of increased transparency is tested, the current maximum wholesale price of gasoline should be suspended but the governor should have the ability to reinstate it in the event transparency does not provide the relief needed and the oil industry maintains excessively high prices. The governor should have the authority to reinstate the maximum wholesale price upon publication of a finding that its reinstatement is beneficial to the economic well-being, health, or safety of the people of the State.

The legislature further finds that the establishment and allocation of adequate resources for a vigorous state watchdog system to monitor and oversee the petroleum industry and gasoline market is a prerequisite to ensure an efficient market. The public disclosure, collection, aggregation, and analyses of

current data relating to Hawaii petroleum fuel prices, volumes, costs, and profits, and the subsequent reporting of this information to planning and enforcement agencies, such as the departments of the attorney general, business, economic development, and tourism, and taxation, for review and assessment, is critical in ensuring compliance with the letter and spirit of the laws and regulations designed to promote fair and competitive gasoline prices for Hawaii's consumers.

The purposes of this Act are to:

- (1) Require true transparency by the oil industry to increase competition and provide the public and elected officials with the necessary monitoring capability to discourage the industry from using price maintenance schemes or other anti-competitive practices that artificially raise consumer prices;
- (2) Suspend the maximum gasoline wholesale price while leaving the governor the ability to reinstate it if oil companies maintain excessively high prices that are detrimental to the economic well-being, health, or safety of the people of the state;
- (3) Require the public utilities commission to develop and maintain the petroleum industry monitoring, analysis, and reporting program, including an automated petroleum industry information reporting system;
- (4) Redelineate the types of information that the petroleum industry must submit to the public utilities commission;
- (5) Appropriate funds to be expended by the public utilities commission to establish and maintain the petroleum industry monitoring, analysis, and reporting program; and
- (6) Prohibit unfair trade practices by the petroleum industry.

PART I

SECTION 2. Chapter 486J, Hawaii Revised Statutes, is amended by adding two new sections to be appropriately designated and to read as follows:

“§486J-A Informational cost reports. (a) Each refiner shall file with the commission, on a quarterly basis, in compliance with reporting dates established by the commission, on forms prescribed, prepared, and furnished by the commission, a certified statement of operating and overhead costs for the refiner's Hawaii operations that shall include but not be limited to the following:

- (1) Crude oil costs and sources;
- (2) Other feedstock costs and sources;
- (3) Refinery operating expenses;
- (4) Marketing operating expenses by petroleum product;
- (5) Distribution expenses by petroleum product;
- (6) Corporate overhead expenses; and
- (7) The percentage of the total number of wholesale gallons of unleaded regular and premium unleaded gasoline sold during the reporting period at wholesale prices per gallon that exceed two hundred per cent of the total costs and expenses reported in this subsection on a per gallon basis.

(b) In addition to the reporting required under subsection (a), each distributor shall file with the commission all Securities and Exchange Commission Forms 10-K, 10-Q, annual reports, quarterly reports, and earnings supplements published by the distributor.

(c) Each distributor, except a distributor who is so defined solely by criteria in paragraph (4) of that definition in section 486J-1, who sells liquid fuel only at retail and is not a refiner, shall file with the commission, on a quarterly basis in compliance with reporting dates established by the commission, on forms prescribed, prepared, and furnished by the commission, a certified statement of operating and overhead costs that shall include the following:

- (1) Gasoline purchases, exchanges, and sources;
- (2) Diesel purchases, exchanges, and sources;
- (3) Marketing expenses; and
- (4) Distribution expenses.

§486J-B Petroleum industry monitoring, analysis, and reporting program. The commission shall establish the petroleum industry monitoring, analysis, and reporting program that includes development and maintenance of an automated petroleum industry information reporting system that meets the requirements of government, industry, and the public while promoting sound policy making and consumer information and protection. The purpose of the petroleum industry monitoring, analysis, and reporting program is to conduct and facilitate the efficient analysis and reporting of all information and data provided by the petroleum industry pursuant to this chapter. The commission shall develop the petroleum industry monitoring, analysis, and reporting program in a manner that will result in greater market transparency and provide useful information to the general public and those agencies that are authorized or mandated to conduct oversight of the petroleum industry and ensure compliance with all relevant laws.”

SECTION 3. Section 486J-1, Hawaii Revised Statutes, is amended as follows:

1. By adding eight new definitions to be appropriately inserted and to read:

““Classes of retail trade” means the separate subdivisions, or “classes,” of outlets or methods of retail sales of liquid fuels, typically but not always limited to gasoline and diesel for motor vehicles, and includes any:

- (1) Company-operated station that is a retail service station owned and operated by a refiner or wholesale distributor and where retail prices are set by that refiner or wholesale distributor;
- (2) Lessee dealer-operated station that is a retail service station owned by a refiner or wholesale distributor and operated by a qualified gasoline dealer other than a refiner or wholesale distributor under a franchise; or
- (3) Owner-operated station that is a retail service station not owned by a refiner or wholesale distributor and operated by a qualified gasoline dealer.

“Commission” means the public utilities commission.

“Corporate overhead expenses” means the expenses or costs allocated by the refiners that reflect their Hawaii business units’

share of corporate staff costs, such as legal, finance, accounting, information technology, and similar costs.

“Dealer tank wagon price” means the wholesale price at which liquid fuel is sold to any retail outlet by any distributor priced on a delivered basis to a retail outlet.

“Liquid fuel” means fuels in liquid form, commercially usable for energy needs, power generation, and fuels that may be manufactured, produced, or imported into the State or that may be exported therefrom, including petroleum and petroleum products and all fuel alcohols.

“Nonrefiner wholesale price” means the wholesale price at which liquid fuel is sold by any distributor, not a refiner, to any other distributor, not a refiner, for resale at any subsequent wholesale or retail transaction.

“Refiner wholesale price” means the wholesale price at which liquid fuel is sold by a refiner to any distributor, not a refiner, for resale at any subsequent wholesale or retail transaction.

“Wholesale liquid fuel prices” means the prices at which liquid fuel is sold at wholesale for resale at wholesale or retail, typically but not limited to gasoline and diesel for motor vehicles, and include “dealer tank wagon price,” “nonrefiner wholesale price,” and “refiner wholesale price.”

2. By amending the definitions of “distributor,” “fuel,” “person,” and “refiner” to read:

““Distributor” means ~~and includes~~:

- (1) Every person who refines, manufactures, produces, or compounds fuel in the ~~[State,] state,~~ and sells it at wholesale or at retail~~[-]~~ or who ~~utilizes~~ uses it directly in the manufacture of products or for the generation of power;
- (2) Every person who imports or causes to be imported into the ~~[State] state,~~ or exports or causes to be exported from the ~~[State,] state,~~ any fuel; ~~and~~
- (3) Every person who acquires fuel through exchanges with another distributor~~[-];~~ or
- (4) Every person who purchases fuel for resale at wholesale or retail from any person described in paragraph (1), (2), or (3); provided that “distributor” shall not include a marina, lessee dealer-operated station, owner-operated station, or other retailer that retails fuel only to end users or the public.

“Fuel” means ~~and includes~~ fuels, whether liquid, solid, or gaseous, commercially usable for energy needs, power generation, and fuels manufacture, that may be manufactured, grown, produced, or imported into the ~~[State] state~~ or that may be exported ~~[therefrom,] from the state,~~ including petroleum and petroleum products and gases, coal, coal tar, vegetable ferments, and all fuel alcohols.

“Person”~~[-]~~ means any person, firm, association, organization, partnership, business trust, corporation, or company. “Person” also includes any city, county, public district or agency, the State, or any department or agency ~~[thereof,] of the State,~~ and the United States or any department or agency of the United States to the extent authorized by federal law.

“Refiner” means any person who owns, operates, or controls the operations of one or more refineries~~[-]~~ in Hawaii.”

3. By deleting the definition of “petroleum commissioner.”

~~[““Petroleum commissioner” or “commissioner” means the administrator of the energy, resources, and technology division of the department of business, economic development, and tourism.”]~~

SECTION 4. Section 486J-2, Hawaii Revised Statutes, is amended to read as follows:

“§486J-2 Distributors to register. Every distributor, and any person before becoming a distributor, shall register as such with the ~~[commissioner] commission~~ on forms to be prescribed, prepared, and furnished by the ~~[commissioner,] commission.~~”

SECTION 5. Section 486J-3, Hawaii Revised Statutes, is amended to read as follows:

“§486J-3 Statements. (a) Each distributor shall~~[-at such] file monthly on~~ reporting dates ~~[as the commissioner may establish, file with the commissioner,] established by the commission,~~ on forms prescribed, prepared, and furnished by the ~~[commissioner,] commission,~~ a certified statement showing separately for each county and for the islands of Lanai and Molokai within which and whereon fuel is sold or used during the last preceding reporting ~~[period,] month,~~ the following:

- (1) The total number of gallons or units of fuel, by type or grade, refined, manufactured, or compounded by the distributor within the ~~[State and sold or used by the distributor,] state;~~ and, if for ultimate ~~[use] sale or consumption~~ in another county or on another island, ~~[the name of that county or island,] the number of gallons or units of fuel, by type or grade, sold, exchanged, or otherwise transferred or used by the distributor in each county or island;~~
- (2) The total number of gallons or units of fuel, by type or grade, imported or exported by the distributor ~~[or sold,] the total volumes of fuel, by type or grade, sold, exchanged, or otherwise transferred~~ or used by the distributor~~[-];~~ and, if for ultimate ~~[use] sale or consumption~~ in another county or on another island, ~~[the name of that] the number of gallons or units of fuel, by type or grade, sold, exchanged, or otherwise transferred or used by the distributor in each county or island;~~
- (3) The total number of gallons or units of fuel sold as liquid fuel, aviation fuel, diesel fuel, and other types of fuel as required by the ~~[commissioner,] commission;~~
- (4) The total number of gallons or units of fuel ~~[and the types thereof,] by type or grade, and their respective sales prices for all fuel~~ sold to~~[-]~~ federal, state, and county agencies, ships stores, or base exchanges, commercial agricultural accounts, commercial nonagricultural accounts, retail dealers, and other customers as required by the ~~[commissioner,]~~
- ~~(5) Monthly Hawaii] commission;~~
- (5) Weekly weighted average acquisition cost per barrel and volumes of foreign or domestic crude oil or other liquid fuels, finished or unfinished, imported to Hawaii, including information identifying the source of the crude oil or other liquid fuels;
- (6) The effective date and time, and the amount of change in cents per gallon, of any increase or decrease in wholesale price occurring during the week; and the weekly weighted average wholesale prices and sales volumes of

finished [leaded—regular,] unleaded regular[,] and premium motor gasoline, and of each other grade of gasoline sold [through company-operated], by island, to retail outlets, [to other end-users,] by classes of retail trade, and to wholesale [customers;

(6) Monthly Hawaii distributors;

(7) Weekly weighted average retail prices and sales volumes of finished unleaded regular and premium motor gasoline, and of each other grade of gasoline sold, by island, by retail distributor outlets of all classes of retail trade, and by any distributor to other end-users; provided that the commission may purchase retail price data from data service companies that the commission may use to substitute some or all data to meet the reporting requirement for retail price data under this paragraph;

(8) The effective date and time, and the amount of change in cents per gallon, of any increase or decrease in wholesale price occurring during the week; and the weekly weighted average wholesale prices and sales volumes [for residential sales, commercial and institutional sales, industrial sales, sales through company-operated retail outlets, sales to other end-users, and wholesale sales of No. 2 diesel fuel and No. 2 fuel oil; and

(7) Monthly Hawaii of No. 2 diesel fuel and No. 2 fuel oil, by island, to retail distributor outlets, by classes of retail trade, and to all other wholesale distributors. Weighted average wholesale prices and sales volumes shall be reported by type of wholesale liquid fuel price;

(9) Weekly weighted average retail prices, and sales volumes of No. 2 diesel fuel and No. 2 fuel oil sold, by island, by retail distributor outlets of all classes of retail trade, and by any distributor to other end-users. The commission may purchase retail price data from data service companies that the commission may use to substitute some or all data to meet the reporting requirement for retail price data under this paragraph;

(10) Weekly weighted average prices and sales volumes for retail sales and wholesale sales, by island, of No. 1 distillate, kerosene, finished aviation gasoline, kerosene-type jet fuel, No. 4 fuel oil, residual fuel oil, and consumer grade propane[-];

(11) For each distributor that is a refiner, the gross margins or spreads between a refiner's average weighted acquisition price for each gallon of crude oil and blendstock refined within the state; and the average weighted prices for each gallon or unit of fuel sold, by county or island, to another distributor, retail dealer, end-user, or consumer; and

(12) For each distributor that is not a refiner, the gross margins or spreads between the distributor's average weighted price for each gallon or unit of fuel acquired by the distributor; and the average weighted prices for each gallon or unit of fuel sold, by county or island, to another distributor, retail dealer, end-user, or consumer.

The [commissioner] commission shall prescribe [by rule when the first report shall be submitted.

(b) In addition to the above reporting, each distributor shall file with the commissioner, Federal Form FEO-1000 or an equivalent state form to be prescribed, prepared, and furnished by the commissioner, showing the expected supply of fuel products for the coming month, and their intended distribution as categorized by Form FEO-1000 or the equivalent state form.

The state form shall be supplied in the event that the Federal Mandatory Petroleum Allocation Regulations should expire, be revoked, or be amended to delete or substantially change the reporting requirements provided therein.

(e) applicable standards and practices for reporting to facilitate uniformity, consistency, and comparability of the data to be submitted.

(b) Each major marketer shall submit to the [commissioner,] commission, at a time and in a form as the [commissioner] commission shall prescribe, information, including petroleum and petroleum product receipts, exchanges, inventories, and distributions. [The commissioner shall prescribe by rule when the first report shall be submitted.

(d) (c) The [commissioner] commission may request additional information as and when [the commissioner] the commission deems necessary to perform [the commissioner's] the commission's responsibilities under this chapter.

(d) Information in the statements filed pursuant to this section shall be collected and maintained for the purpose of facilitating the analysis required by section 486J-5; provided that the commission shall make available to the public the information contained in the statements, but not the statements themselves, as provided in sections 486J-6 and 486J-8."

SECTION 6. Section 486J-4, Hawaii Revised Statutes, is amended to read as follows:

"§486J-4 Informational reports. (a) Each major oil producer, refiner, marketer, oil transporter, and oil storer shall submit to the [commissioner,] commission, in [such] a form as the [commissioner] commission shall prescribe, information [which] that includes the following:

- (1) Major oil transporters shall report on petroleum by reporting the capacities of each major transportation system, the amount transported by each system, and inventories thereof. The provision of the information shall not be construed to increase and decrease any authority the [commissioner] commission may otherwise have;
- (2) Major oil storers shall report on storage capacity, inventories, receipts and distributions, and methods of transportation of receipts and distributions;
- (3) Refiners shall report on facility capacity and utilization and method of transportation of refinery receipts and distributions; and
- (4) Major oil marketers shall report on facility capacity and methods of transportation of receipts and distributions.

[The commissioner shall prescribe by rule when the first report shall be submitted.]

(b) The [commissioner] commission may request additional information as and when [the commissioner] the commission deems it necessary to perform [the commissioner's] the commission's responsibilities under this chapter."

SECTION 7. Section 486J-5, Hawaii Revised Statutes, is amended to read as follows:

"§486J-5 Analysis of information; [audits and inspections]; summary reports. (a) The [petroleum commissioner,] commission, with the [commissioner's] commission's own staff and other support staff with expertise

and experience in, or with, the petroleum industry, shall gather, analyze, and interpret the information submitted to it pursuant to sections 486J-3 ~~[and], 486J-4, and 486J-A~~ and other information relating to the supply ~~[and price], prices, margins, and profits~~ of petroleum products, with particular emphasis on motor vehicle fuels, including ~~[- but not limited to;]~~ all of the following:

(1) The nature, cause, and extent of any petroleum or petroleum ~~[products shortage]~~ product situation or condition affecting supply~~[-]; price, margins, or profits;~~

~~[(2) The economic and environmental impacts of any petroleum and petroleum product shortage or condition affecting supply;~~

~~(3) Petroleum or petroleum product demand and supply forecasting methodologies utilized by the petroleum industry in Hawaii;~~

~~(4)~~ (2) The prices, with particular emphasis on wholesale and retail motor vehicle fuel prices, and any significant changes in prices charged by the petroleum industry for petroleum or petroleum products sold in Hawaii and the reasons for ~~[such]~~ the changes;

~~[(5)]~~ (3) The income, expenses, margins, and profits~~[-] in Hawaii, both before and after taxes, [of the industry as a whole and of major firms within it, including a comparison with other major industry groups and major firms within them as to profits, return on equity and capital, and price earnings ratio;]~~ of each distributor and the income, expenses, margins, and profits, both before and after taxes, of major oil companies in other regions of the United States and other countries; and

~~[(6)]~~ (4) The emerging trends relating to supply, demand, ~~[and conservation of petroleum and petroleum products;~~

~~(7) The nature and extent of efforts of the petroleum industry to expand refinery capacity and to make acquisitions of additional supplies of petroleum and petroleum products; and~~

~~(8) The development of a petroleum and petroleum products information system in a manner which will enable the State to take action to meet and mitigate any petroleum or petroleum products shortage or condition affecting supply;~~

~~(b) The commissioner shall conduct random or periodic audits and inspections of any supplier or suppliers of oil or petroleum products to determine whether they are unnecessarily withholding supplies from the market or are violating applicable policies, laws, or rules. The commissioner may solicit assistance of the department of taxation in any such audit. The commissioner shall cooperate with other state and federal agencies to ensure that any audit or inspection conducted by the commissioner is not duplicative of the data received by any of their audits or inspections which is available to the commissioner;] price, margins, and profits.~~

~~[(e)]~~ (b) The ~~[commissioner]~~ commission shall analyze the ~~[impacts]~~ effects of state and federal policies, rules, and regulations upon the supply and pricing of petroleum products.

~~[(d)]~~ (c) The ~~[commissioner]~~ commission shall publish annually and submit to the governor and the legislature twenty days prior to the first day of ~~[the current]~~ each regular legislative session a summary, including any analysis and interpretation of the information submitted to it pursuant to this

chapter, and any other activities taken by the ~~[commissioner,]~~ commission, including civil penalties imposed and referrals of violations to the attorney general under section 486J-9. Any person may submit comments in writing regarding the accuracy or sufficiency of the information submitted. ~~[At the option of the director, this report may be combined with reporting required by section 196-4(11), in the director's role as state energy resources coordinator.]"~~

SECTION 8. Section 486J-6, Hawaii Revised Statutes, is amended to read as follows:

"§486J-6 Confidential information. (a) Confidential commercial information ~~[presented]~~ provided to the ~~[commissioner]~~ commission pursuant to this chapter that is exempt from public disclosure under section 92F-13(3) shall be held in confidence by the ~~[commissioner]~~ commission or aggregated to the extent necessary to ~~[assure]~~ ensure confidentiality as ~~[governed]~~ required by chapter 92F~~[-]; including its penalty provisions].~~

(b) No data or information submitted to the ~~[commissioner]~~ commission shall be deemed confidential if the person submitting the information or data has made it public.

(c) Unless otherwise provided by law, with respect to data that the commission obtains or is provided pursuant to ~~[sections]~~ section 486J-3 [and], 486J-4, 486J-5, or 486J-A, neither the ~~[commissioner,]~~ commission nor any employee of the ~~[department,]~~ commission may do any of the following:

(1) Use the information furnished or obtained ~~[under sections 486J-3 and 486J-4]~~ for any purpose other than the ~~[statistieal]~~ purposes for which it is supplied;

(2) Make any publication whereby the data furnished by any ~~[particular establishment or individual under sections 486J-3 and 486J-4]~~ person can be identified; or

(3) Permit ~~[anyone]~~ any person other than the commission, the department of taxation, the attorney general, the consumer advocate, the department of business, economic development, and tourism, and the authorized representatives and employees of each to examine the individual reports or statements provided [under sections 486J-3 and 486J-4 other than the public utilities commission, the attorney general, and the consumer advocate, and the authorized representatives and employees of each]."

SECTION 9. Section 486J-7, Hawaii Revised Statutes, is amended to read as follows:

"§486J-7 Confidential information obtained by another state agency. Any confidential information pertinent to the responsibilities of the ~~[commissioner]~~ commission specified in this chapter that is obtained by another state agency, including the department of taxation, ~~[the public utilities commission,]~~ the attorney general, and the consumer advocate, shall be available only to the attorney general, the attorney general's authorized representatives, the department of business, economic development, and tourism, and the ~~[commissioner]~~ commission, and shall be treated in a confidential manner."

SECTION 10. Section 486J-8, Hawaii Revised Statutes, is amended to read as follows:

"§486J-8 Sharing of information obtained by the [commissioner,] commission. ~~[The commissioner]~~ (a) Except as provided in subsections (b) and (c), the commission shall make ~~[all]~~ any information obtained by the ~~[commissioner]~~

commission under this chapter, including confidential information, available only to the attorney general, the department of taxation, ~~[the public utilities commission,]~~ the consumer advocate, the department of business, economic development, and tourism, the presiding officers of the legislature, and the authorized representative of each, who shall safeguard the confidentiality of all confidential information received.

(b) Notwithstanding any law to the contrary, including any other section of this chapter, no later than fourteen days after the reporting date established by the commission under section 486J-3, the commission shall disclose to the public using the best readily available technology, the information contained in the statements, but not the statements themselves, that are filed pursuant to section 486J-3.

(c) Nothing in this section shall be construed to prohibit the implementation of the petroleum industry monitoring, analysis, and reporting program under section 486J-B or the public disclosure of the analysis of information and reports described in section 486J-5."

SECTION 11. Section 486J-9, Hawaii Revised Statutes, is amended to read as follows:

"§486J-9 Failure to timely provide information; failure to make and file statements; false statements; penalties; referral to the attorney general. (a) The ~~[petroleum commissioner]~~ commission shall notify those persons who have failed to timely provide the information specified in section 486J-3 ~~[or, 486J-4, or 486J-A]~~ or requested by the ~~[commissioner]~~ commission under section 486J-3 ~~[or, 486J-4[-], or 486J-A]~~. If, within five business days after being notified of the failure to provide the specified or requested information, the person fails to supply the specified or requested information, the person shall be subject to a civil penalty of not less than \$50,000 per day nor more than \$100,000 per day for each day the submission of information is refused or delayed~~[-, unless the person has timely filed objections with the commissioner regarding the information and the commissioner has held a hearing and, following a ruling by the commissioner, the person has properly submitted the issue to a court of competent jurisdiction for review].~~

(b) Any person, or any employee of any person, who wilfully makes any false statement, representation, or certification in any record, report, plan, or other document filed with the ~~[commissioner]~~ commission shall be subject to a civil penalty not to exceed \$500,000~~[-]~~ and shall be deemed to have committed an ~~[unfair or deceptive act or practice in the conduct of a trade or commerce and]~~ unlawful trade practice subject to the penalties specified in chapter ~~[480-]~~ 480, "Unfair Petroleum Industry Trade Practices."

(c) The ~~[commissioner]~~ commission shall refer any matter under ~~[this]~~ subsection (a) or (b) to the attorney general, who may exercise any appropriate legal or equitable remedies that may be available to the State.

~~[(e)]~~ (d) For the purposes of this section, "person" means, in addition to the definition contained in section 486J-1, any responsible corporate officer."

SECTION 12. Section 486J-10, Hawaii Revised Statutes, is amended as follows:

1. By amending subsection (a) to read:

"(a) The ~~[commissioner]~~ director shall adopt rules in accordance with chapter 91 to require that gasoline sold in the

~~[State]~~ state for use in motor vehicles ~~[contain]~~ contains ten per cent ethanol by volume. The amounts of gasoline sold in the ~~[State]~~ state containing ten per cent ethanol shall be in accordance with rules as the ~~[commissioner]~~ director may deem appropriate. The ~~[commissioner]~~ director may authorize the sale of gasoline that does not meet these requirements as provided in subsection (d)."

2. By amending subsections (d), (e), and (f) to read:

"(d) The ~~[commissioner]~~ director may authorize the sale of gasoline that does not meet the provisions of this section:

- (1) To the extent that sufficient quantities of competitively-priced ethanol are not available to meet the minimum requirements of this section; or
- (2) In the event of any other circumstances for which the ~~[commissioner]~~ director determines compliance with this section would cause undue hardship.

(e) Each distributor, ~~[at such]~~ on reporting dates ~~[as established by the [commissioner] director, [may establish,]~~ shall file with the ~~[commissioner,]~~ director, on forms prescribed, prepared, and furnished by the ~~[commissioner,]~~ director, a certified statement showing:

- (1) The price and amount of ethanol available;
 - (2) The amount of ethanol-blended fuel sold by the distributor;
 - (3) The amount of non-ethanol-blended gasoline sold by the distributor; and
 - (4) Any other information the ~~[commissioner]~~ director shall require for the purposes of compliance with this section.
- (f) Provisions with respect to confidentiality of information shall be the same as provided in section ~~[486J-7-]~~ 486J-6."

3. By amending subsection (h) to read:

"(h) The ~~[commissioner,]~~ director, in accordance with chapter 91, shall adopt rules for the administration and enforcement of this section."

SECTION 13. Section 486J-12, Hawaii Revised Statutes, is repealed.

~~["§486J-12 Rules. The commissioner shall adopt, amend, or repeal such rules as [the commissioner] may deem proper to fully effectuate this chapter."]~~

SECTION 14. There is appropriated out of the general revenues of the State of Hawaii the sum of \$500,000 or so much thereof as may be necessary for fiscal year 2006-2007 to:

- (1) Establish and administer the petroleum industry monitoring, analysis, and reporting program established under chapter 486J, Hawaii Revised Statutes; and
- (2) Establish two full-time staff positions in the public utilities commission to implement and maintain the petroleum industry monitoring, analysis, and reporting program, including the automated petroleum industry information reporting system established by section 486J-B, Hawaii Revised Statutes.

The sum appropriated shall be expended by the public utilities commission for the purposes of this part.

PART II

SECTION 15. The Hawaii Revised Statutes is amended by adding a new chapter to be appropriately designated and to read as follows:

**“CHAPTER
UNFAIR PETROLEUM INDUSTRY TRADE
PRACTICES**

§ -1 **Definitions.** As used in this chapter, unless the context otherwise requires:

“Advertising” includes the use of any banner, sign, placard, poster, streamer, card, or any publication in the media.

“Gasoline” means a volatile mixture of liquid hydrocarbons, generally containing small amounts of additives, suitable for use as a fuel in spark-ignition internal combustion engines.

“Person” means an individual, corporation, government, or governmental subdivision or agency, business trust, estate, trust, partnership, unincorporated association, two or more of any of the foregoing having a joint or common interest, or any other legal or commercial entity.

“Petroleum product” means gasoline, diesel fuel, liquefied petroleum gas only when used as a motor fuel, kerosene, thinner, solvent, liquefied natural gas, pressure appliance fuel, white gasoline, or any motor fuel, or any oil represented as engine lubricant, engine oil, lubricating or motor oil, or any oil used to lubricate transmissions, gears, or axles.

“Sell” or any of its variants means attempt to sell, offer for sale or assist in the sale of, permit to be sold or offered for sale or delivery, offer for delivery, trade, barter, or expose for sale.

§ -2 **Misrepresentations.** (a) It is unlawful for any person to make any deceptive, false, or misleading statement by any means whatsoever regarding quality, quantity, performance, price, discount, profit, or savings used in the sale or selling of any petroleum product regulated pursuant to this chapter or chapters 486H and 486J.

(b) The following deceptive, false, or misleading acts or practices committed or permitted by any person offering to sell any petroleum product that is regulated by this chapter or chapters 486H and 486J are also a violation of this section:

- (1) Misrepresenting the brand, grade, quality, or price of a petroleum product;
- (2) Using false or deceptive representations or designations in connection with the pricing, profits, or sale of a petroleum product;
- (3) Advertising petroleum products or services and not selling them as advertised;
- (4) Advertising petroleum products of a designated brand, grade, trademark, or trade name not actually sold or available for sale;
- (5) Making false, deceptive, or misleading statements concerning conditions of sale, price reductions, costs of operations, profits, or failing to disclose business relationships within the petroleum industry that affect the wholesale pricing of petroleum products;

(6) Representing that the consumer will receive a rebate, discount, or other economic benefit and then failing to give that rebate, discount, or other economic benefit; and

(7) Forging or falsifying any records or documents required by this chapter or chapter 486H or 486J or knowingly keeping, using, or displaying the false or forged records or documents.

§ -3 **Unlawful profiteering.** Any person who sells petroleum products and who, with intent to enhance the price or restrict the supply of petroleum products:

- (1) Wilfully causes or permits preventable waste in the production, manufacture, storage, or distribution of petroleum products;
- (2) Prevents, limits, lessens, or restricts the manufacture, production, supply, or distribution of petroleum products;
- (3) Enters into any contract, combination, or conspiracy in restraint of trade or commerce;
- (4) Exacts or demands any unjust or unreasonable profit in the sale, exchange, or handling of petroleum products; or
- (5) In any way aids or abets the doing of any act prohibited in paragraphs (1) to (4),

commits an unlawful trade practice.

§ -4 **Penalty.** Any person who violates this chapter shall be fined not more than \$10,000 for each violation or imprisoned for not more than five years, or both.

§ -5 **Injunctions.** Any person who violates this chapter may be enjoined by the circuit court by a mandatory injunction or temporary restraining order necessary or proper to effectuate the purposes of this chapter in a suit brought by the attorney general in the name of the State or by any private person in the person’s own name.

§ -6 **Remedies cumulative.** The remedies prescribed in this chapter are cumulative and in addition to any other remedies provided by law.”

PART III

SECTION 16. Beginning on the effective date of this part, sections 486H-13, 486H-15, and 486H-16, Hawaii Revised Statutes, and any rules adopted by the public utilities commission pursuant to chapter 91 to implement those sections, shall be suspended indefinitely.

SECTION 17. The governor by proclamation after publication of notice in accordance with section 1-28.5, Hawaii Revised Statutes, may reinstate the maximum pre-tax wholesale gasoline price pursuant to section 486H-13 upon a finding that such reinstatement is beneficial to the economic well-being, health, or safety of the people of the State. In the notice of reinstatement, the governor shall specify the effective date and the period of reinstatement. During the period of reinstatement, the public utilities commission shall calculate and publish the weekly maximum pre-tax wholesale price in accordance with section 486H-13, subject to any adjustments as may be determined by the public utilities commission.

PART IV

SECTION 18. This Act does not affect rights and duties that matured, penalties that were incurred, and proceedings that were begun, before its effective date.

SECTION 19. In codifying the new sections added by section 2 of this Act, the revisor of statutes shall substitute appropriate section numbers for the letters used in designating the new sections in this Act.

SECTION 20. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 21. This Act shall take effect on July 1, 2006; provided that Part III shall take effect upon its approval.

Senator Tsutsui moved that Floor Amendment No. 14 be adopted, seconded by Senator Sakamoto.

Senator Tsutsui rose to support the amendment and noted:

“Mr. President, the reason for this amendment is two parts. One, it would add a \$500,000 appropriation to establish monitoring and an analysis and reporting program. It would also add two fulltime positions to the PUC to carry out these responsibilities. Secondly, and probably more importantly, it would delete parts of the C.D. 1 that deal with the fair market value, which I believe has been arbitrarily set. Therefore, Mr. President, I urge my colleagues to support this amendment.”

Senator Menor rose in opposition to the amendment and stated:

“Mr. President, I rise to speak against this particular floor amendment.

“I respectfully ask my colleagues to vote down this floor amendment for several reasons. First of all, I ask my colleagues to vote against this floor amendment from the standpoint of maintaining the integrity of our Conference process. In coming up with the conference draft that is before you, late on Friday evening House and Senate Conferees basically reached an agreement with respect to the conference draft that is on this Floor and we shook hands across the table with respect to that particular measure. However, Mr. President, I believe that this amendment should be voted down not only on procedural grounds, but also based on important policy considerations that impact consumers.

“Mr. President, before we began Conference Committee meetings on this measure, I made a commitment to my Senate colleagues that I would be flexible and keep an open mind. I also wanted to work hard to craft a fair and balanced measure that addressed the concerns of my colleagues in the House and Senate about our existing law while including safeguards that would affect the interest of consumers.

“Mr. President and my fellow colleagues, I believe that I have lived up to that commitment. The record will show that we went more than the extra mile to break the impasse and to reach a compromise with the House that is more than fair and reasonable. As you know, Mr. President and my fellow colleagues, I would have preferred continuing the gas pricing regulation by passing out legislation that would have strengthened and improved our gas pricing law by lowering the gas price ceiling by as much as 16 cents per gallon or more. Nevertheless, in recognition of the concerns of many of my legislative colleagues regarding the existing law, I agreed to make numerous concessions.

“To recap, when the House asked for transparency, the Senate Conferees provided far more transparency than the

House called for in its own bill. When the House asked for a suspension, Senate Conferees went along and agreed to a complete and indefinite suspension of gas pricing regulation. And when the House objected to the provision that would have automatically triggered the reinstatement of pricing regulation under certain conditions, Senate Conferees again accommodated the House by putting for the mechanism that eliminates the on-again/off-again switch but would still provide a measure of protection for consumers that would only be used in a situation in which the public can plainly see the misbehavior by the oil companies and can convince the Governor that protection must be provided.

“House Conferees also expressed their concern that the pricing formula that is contained in the conference draft that the Governor in her discretion could reinstate it. They expressed concerns that it may have been set artificially low. So as a further accommodation to the House, I agreed to include a provision that would allow the Governor to raise the price ceiling if she found it was necessary to avoid any sort of economic hardship to the oil companies and jobbers in Hawaii.

“Finally, the conference draft that we passed out also addressed the concern of the House that we shouldn’t have further regulation until we are able to compile additional data that can be used in a thorough analysis of the behavior of the oil companies in the Hawaii market.

“We made another accommodation. With respect to the Governor’s authority to reinstate the provisions of our pricing regulation, that provision was based on a floor amendment to a bill which the Senate Republicans introduced and strongly supported during the 2005 Session. The amendment would give the Governor the power to implement our gas price law, precisely the authority this bill provides. As a further accommodation to my colleagues in the Majority, I also put in a provision that is very close to an amendment that was proposed by the Senator from Kalihi to a House bill relating to gasoline in the Ways and Means Committee that was proposed last Session.

“I would also note that the Sunday Advertiser also quoted our State Minority Leader as saying that the conference draft that the Conferees passed out represented a victory for consumers, and I’d like to thank him for those comments.

“Furthermore, Mr. President, concerns have been expressed about a gas pricing ceiling and the fact that it may have been artificially set too low. Before I get into that, a clear indication that I have moved significantly from my previous position in support of strong pricing regulation to a position that addresses the concerns of House and Senate members with respect to our existing law can be found in editorials that were published in our major daily newspapers today. I would bring to the attention of my fellow colleagues an editorial that was published in this morning’s Honolulu Advertiser entitled ‘gas price oversight calls for our vigilance.’ Let me quote several excerpts from that editorial. The first paragraph indicates, quote, ‘The gas cap is dead – for as long as the public believes it isn’t needed. That is the real upshot from the compromise struck by state lawmakers,’ unquote. The editorial goes on to say, quote, ‘The “hammer” – the public’s means of keeping things fair – is a weak one, unless consumers can become a real force through the choices they make,’ unquote.

“I would also direct my colleagues attention to an editorial that was published in this morning’s Honolulu Star Bulletin entitled ‘Gas cap demise will require use of other methods.’ So I think that these editorials clearly indicate again that we really bent over backward to try to address the concerns of my Legislative colleagues and that we moved significantly off our

original position in favor of maintaining strong and effective pricing regulation in Hawaii's gasoline market.

"Now, I recognize that there are concerns that are being expressed that the gas price ceiling that would remain on the statutes as standby regulation is being set too low, and if implemented will drive the oil companies and wholesalers out of business, again, if it were to ever reinstated. This is simply not true. First of all, it should be emphasized that this bill is imposing a complete and indefinite suspension of our pricing formula. When this bill passes, oil companies and wholesalers will be free to set prices as high or as low as they want. Secondly, if the price regulation is ever reinstated, it will enable the oil companies to earn a reasonable profit under our pricing formula while ensuring that consumers can be able to realize fairer and more reasonable prices.

"In support of this contention, I'd like to read excerpts from a letter that I received from Tim Hamilton, the nationally recognized industry analyst with whom my Committee has consulted, which indicates that our pricing formula, if reinstated, would allow the oil companies to earn more than a reasonable profit. He says in the letter, quote, 'It is important to note that even if the cap is reinstated by the Governor in the future, the formula developed provides for a profit margin for the refining and marketing system in Hawaii that far exceeds the intricate profit margins typically found on the mainland. If one business evaluates the California Energy Commission data, that data would clearly show that the pricing formula as contained in the conference draft far exceeds the industry margins from the mainland. The allegation that the pricing formula will cause pump prices in Hawaii to fall so low that the new low prices for consumers will create a hardship for one sector or more sectors of the industry is simply in direct conflict with the language adopted by the Senate. Consumers will save money, but the margins allowed the industry remain generous,' unquote.

"I would also like to emphasize again that in order to address the House concerns that our pricing formula may set prices too low, we added another provision that allows the Governor to increase the price ceiling for wholesalers if the administration is considering reinstatement of pricing regulation. This is yet, I reiterate, another concession to the House. Moreover, under this measure, the PUC retains the authority that it has under existing law to make necessary adjustments to the price ceiling.

"Now, a concern has also been expressed about the use of the Singapore spot market in the calculation of the pricing formula. It should be emphasized again that the PUC consultant did recommend the use of the Singapore spot market in the calculation of the baseline price. Moreover, the inclusion of Singapore is an attempt to respond to the critics who have castigated us and criticized our existing law because they say it is based on mainland markets that do not obtain their crude oil from the same sources in Asia from which Hawaii gets its crude oil. So in response to that criticism, this is why it makes sense to include Singapore. Adding Singapore is logical since it is the most likely source of gasoline for companies importing gasoline from outside of Hawaii. Moreover the oil used to produce the gasoline refined in Hawaii comes from the same markets as the oil used by refiners in Singapore.

"Moreover, our pricing formula would change the basis of the PUC calculations such that each week the PUC will determine the baseline average using the three lowest market averages out of four available spot markets. In other words, the fourth highest market would be thrown out of the average. If the Governor ever decides to reinstate pricing regulation, this will reduce the volatility, lower prices, and enable consumers to avoid higher prices when there is an aberration in a single

market. For example, having Singapore in the index would have significantly moderated the price increases that occurred because of Hurricanes Katrina and Rita, which severely damaged the refinery infrastructure on the Gulf Coast, one of the three regions in our current index. Our calculation is that if Singapore had been instituted, gas prices could have been lowered by as much as 20 to 30 cents per gallon during the time when prices were spiking throughout the entire country as a result of Hurricanes Rita and Katrina.

"Finally, what I hope my fellow colleagues will understand is that reference to Singapore in the calculation of the wholesale prices that are charged by the oil companies is nothing new. For example, certain wholesalers, such as Aloha Petroleum, are already being charged import parity prices by refiners that are based on Singapore. What we're saying is that we want these significantly lower impact for parity wholesale prices that are available to certain large jobbers such as Aloha Petroleum to also be available to other wholesalers, jobbers, and dealers who are getting shortchanged and are being overcharged by the oil companies as far as wholesale prices are concerned in the gasoline market. Again, that's why I think it really makes sense to go with Singapore.

"But you know, Mr. President, the bottom line is this – consumers want and deserve lower gas prices. Supporters of this floor amendment are saying that the pricing formula that is contained in the conference draft would lower gas prices too much, and that the oil companies should be allowed to charge consumers more. I strongly beg to differ with that. Consumers have been paying excessive gasoline prices for too long now. The oil companies have been charging Hawaii consumers gasoline prices that are excessive for too long now. We need to change that situation. We need to go to bat for the consumers, and I believe that the proposal that is contained in the conference draft that this floor amendment would eliminate would accomplish that objective.

"I'd also like to note that passage of this floor amendment would kill and deprive consumers of an important and improved price cap formula that would lower prices by as much as 16 cents per gallon or more if the Governor decides to reinstate our pricing formula. This may please the oil companies, but supporters of this floor amendment need to go back to their constituents during this election year and explain to them why killing this kind of an amendment that could result in significant savings to consumers and prevent vulture companies from charging more, why that is an acceptable result.

"Another flaw in the proposed floor amendment is that it would significantly weaken the transparency provisions that are contained in the conference draft. The floor amendment would allow the oil companies to notify the public about changes in wholesale prices on a monthly basis as opposed to on a weekly basis. What this means is that under the floor amendment, the public may only see a posting of average wholesale prices on a monthly basis by the oil companies and not see the full impact of significant price spikes that may occur on a weekly basis.

"So, this is another reason why I think we need to take a step back because we tried to address the concerns of the House. We passed out strong transparency provisions and this floor amendment would weaken it.

"Mr. President, in closing I just wanted to ask my colleagues to consider one additional factor which is that if we should reject this floor amendment, that it would send a strong signal to the House that we should move out the conference draft that your Conferees passed out on Friday. It's my understanding that the House is awaiting this Floor vote of the Senate and I'm confident that if we reject this floor amendment that the House

will do the same with respect to a companion floor amendment that they are now considering and that accordingly we'll be able to move out the conference draft which House and Senate Conferees had agreed to in good faith on Friday – we shook hands about this over the table on Friday – and by doing so we would be passing out a fair and balanced proposal that also adequately takes into account the interest of the consumers.

"I'd like to thank all of the members of the Senate who stood with me in the effort to put a law on the books that addressed the concerns that have been raised while continuing to provide the consumers of Hawaii a measure of protection and a way to monitor the behavior of the oil companies to determine if they have fallen back into the past behavior of charging excessive prices for an essential resource. I ask my fellow colleagues to continue supporting the conference draft that would give the people of our state the information and the protection they deserve. Thank you."

Senator Sakamoto rose in support of the amendment as follows:

"Mr. President, I rise in support of the amendment.

"The amendment that lies before us here, Mr. President, replaces the conference draft 1 with conference draft 2, and I'd like to thank the Chair of the Consumer Protection Committee for working long and hard. I acknowledge that. It's not an easy issue to deal with. The public is divided – is the gas cap, as currently devised, working? Others have said perhaps it could be re-devised to work better. Critics say it's re-devising what would only be more harm than good.

"I'm not going to speak to the process or procedural considerations, but we're here to do good policy, Mr. President, and acknowledge some of the points made by the previous speaker that relate to how we do our work here in the Legislature. Can we build confidence in our consumers out there that what ends up passing out of this Body will be a good bill? There are basically only a few provisions in here that improve, in this proposed amendment, improve the long and hard work for a conference draft. There's no question the \$500,000 to help the PUC and the positions do a better job, to do a good job to continue the monitoring, to continue to bring transparency, that seems like it would help the measure immensely. The conference draft on the Floor prior to any amendment does not include that provision. So that certainly is an improvement.

"There've been concerns whether it's Singapore squeezing somebody by so many cents or so many dollars, this, that, the other thing. Those are the things that deteriorate the confidence level of people in the industry as well as people in the public. This amendment simplifies the measure. I believe by simplifying the measure to say let's continue the current system, have the PUC continue to monitor . . . and the PUC could, in their wisdom, look at other measures that's already allowed. The PUC can do Singapore. They can do other combinations and consumer groups can do that as well.

"Mr. President, basically, let's build confidence and if it proves we stay with the existing system in terms of what the structure is a few months from now, a few years from now, we'll see if the gas cap as was in place was working or the PUC will say it can work better provided that. But at this point, Mr. President, let's go with this simpler version and I ask my colleagues to support this floor amendment that suspends the cap, allows the PUC to do their job and lets consumers see what works and what doesn't. Thank you."

Senator Hanabusa rose to speak in support of the amendment and said:

"Mr. President, I rise in support of the floor amendment.

"Mr. President, I would like to say that the Chair of Consumer Protection and Housing, the good Senator from Mililani, did come a far ways from when he originally began as the person who wanted to keep the gas cap intact. I voted WR on his original bill on the promise that he would look at it, and that he has.

"However, what we have before us in the floor amendment concentrates on one specific issue, and that is the issue of the addition of the weekly average price of the spot daily price of the conventional regular unleaded gasoline for Singapore. That is really what is of issue. That is the issue of the condition of Singapore into this index.

"I have reviewed the letter by Mr. Hamilton, who has been identified as the person who CPH has been working with. He says, 'The Singapore cost comparison is most appropriate because Hawaii refiners, like Singapore, use Asian oil to produce gasoline.' Now what does that tell us? It tells us the price that we're looking at is the price of gasoline in Asia. And that is why we received, or I believe this is something that not all of us received but I just got a copy of it, it is from the PUC, an entity called ICF International, which is the PUC's consultant. The PUC's consultant writes in response to a statement made by the Chair of CPH and they admit that ICF did recommend the use of Singapore gasoline prices as one of the two baseline price benchmarks. The other was the Caribbean price.

"However, they go on to say, 'ICF emphatically recommended that those price bases should be used with a more accurate assessment of the average cost of freight to move the product from the Caribbean and Singapore to markets to Hawaii. We proposed a formula based on actual freight quotes from the Caribbean and Singapore to the West Coast adjusted to a Hawaii location. These costs are required to be included to reflect the real import parity cost into Hawaii. Senator Menor's inclusion of the Singapore price does not also include a commensurate location adjustment,' and this is the PUC's entity saying that. They said we need to reflect the cost to deliver competitive products to Hawaii.

"Let us understand what we're doing, what we're telling the consumers. That's what we're all interested in. No one here wants not – not – to get lower gas prices to their constituents. Believe me, we all want to do that. But we also want to be very accurate and fair and transparent in what we're telling our constituents that's happening here, and what is at issue with this floor amendment is Singapore. That is what this floor amendment is looking at. What the consumers need to know when we provide this benchmark is that the information we're giving them is comparable and accurate. By the ICF, which is the PUC's entity, they're saying we're not doing that.

"Let's also understand a little bit about how the gasoline prices are arrived at. The crude oil that Hawaii uses, it is my understanding, is a higher quality because our gasoline is really like the byproduct. What we primarily refine here is jet fuel and secondary diesel, and then gasoline. For those who are also aware of PRI, what was formerly PRI, the Gas Company, does what they call the syn gas – that's the synthetic gas that is used like propane in our homes – that's also a byproduct. But our primary product is jet fuel. That's always been understood. That means we also buy a higher quality of crude in order to do that.

“Singapore’s prices are a reflection of gasoline, of course, they’re buying from Indonesia, like we do. Apparently we buy a lot of oil from Indonesia, not Singapore. Singapore also buys from the Asia market. And remember, that’s exactly what Mr. Hamilton said. Hawaii refiners, like Singapore, use Asian oil to produce gasoline, but we buy a higher quality.

“It is my understanding that for the cost of gasoline, 55 percent is the cost of crude oil, 22 percent is refining, 4 percent is distribution and marketing and 19 percent is taxes. So when we look at this, what are we telling people when we use Singapore independent of any other kind of adjustment? We’re telling them Singapore, which has of course the ability to mass produce, doesn’t have the environmental laws we have in Hawaii, and therefore their cost of gasoline production is going to be low. And we’re just using the cost of unleaded in Singapore. Now, is that giving the people here a fair assessment about what’s going on? It’s not.

“So all I’m saying is the reason why floor amendment 14, I believe, is necessary is because if we are doing our job of giving the information to our constituents that they should have, let’s be honest about it. The PUC’s consultant ends by saying, ‘ICF strongly agrees with Representative Morita and Representative Souki that any formula should be left off the books until more pricing information can be gathered and studied.’ We don’t have enough information about Singapore. We have all these questions. We don’t have enough information about all the other pricing information that they’ve used. And if what we are doing here is suspending the gas cap – which is what I believe this underlying bill is doing, we’re suspending the gas cap – then let’s not get it confused by saying that we somehow are going to create a lower gas price, because remember, the only person who can create that lower gas price under this bill is going to be the Governor. The Governor is going to have to lift it.

“So what information do we all want the Governor to have, us to have, and more importantly than all of us, our constituents and the consumers to have? We want them to have accurate information – information that we can literally go to the bank on. Because if we don’t have that, we are going to have the same confusion we’ve had on the present gas cap. We’re going to say, ‘ah, it’s Katrina; ah, we don’t buy our oil from there; we don’t do this.’ If that’s the case, why wasn’t it in the beginning? But if that’s the situation, let’s not make the same mistakes again. Let’s learn from our mistake. Let’s give the consumers the accurate information they need, give us the accurate information we need, and do not simply go on something that isn’t well thought out that even whether we like the PUC or not, we have to give some credibility to their experts who are saying this is not the thing for us to do. We are not to put in Singapore when they don’t have enough information for that adjustment. It is not the same market. It is gas manufactured or refined in an area without EPA laws, without the same constraints we have, without the costs that we are associated with and let us just be fair.

“We have to be fair in our assessment or we and the consumers, the consumers, are not going to get a clear picture and we’re going to have another, another situation of people being thoroughly confused about this gas cap. And remember, the underlying bill, no matter what happens, the C.D. 2 suspends it. So when we talk about lowering prices, you’re talking about the Governor having the right information to basically yank it. And that’s what we’re talking about.

“Let’s not hurt everyone in this process. Let’s be prudent. Let’s be careful, and that is what this floor amendment seeks to do. Thank you, Mr. President.”

Senator Menor rose in rebuttal as follows:

“Mr. President, I’d just like offer a few brief points of rebuttal and also points for clarification with respect to the previous speaker’s remarks.

“First of all, I’d like emphasize again that with respect to the inclusion of Singapore for the purposes of calculating the price cap or pricing formula, the PUC’s own consultant made clear that they support the inclusion of Singapore. That’s clear. That’s stated in the PUC consultant’s letter and, in addition, that’s stated in the PUC consultant’s report.

“In addition, I’d like to emphasize that the consultant’s concerns about the price formula not including additional location adjustments that could increase the price cap if Singapore were included in the baseline, that concern was taken into account when we included not only Singapore in the pricing formula but also two out of three other markets – the Gulf Coast, New York and the West Coast spot markets. Three of them would have to be averaged on a weekly basis to come up with the baseline for the pricing formula. So, by doing that, what will happen is that the pricing formula, I emphasize – the pricing formula – is not just going to be based on the Singapore price for conventional gasoline. It’s going to be a higher amount or higher price given the fact that if you average in the price of conventional gasoline being sold by refiners in mainland markets, which tend to be higher than the Singapore prices, that’s automatically going to allow the oil companies and wholesalers in Hawaii to charge prices that are higher than the Singapore spot. So, for that reason, we didn’t include an initial location just for the fact that it’s referenced by the PUC because it consulted in its letter, along with any other adjustments that would increase the price ceiling and will allow the oil companies to charge significant amounts above the Singapore price because we already have accomplished that under our pricing formula.

“I’d also like to emphasize that this pricing formula is no longer mandatory and no longer binding. So once this bill gets passed into law, the oil companies can set prices as high or as low as they want. The issue here is if the Governor should decide to reinstate pricing regulation in the future, at what level should the price regulation or price ceiling be? Before I get into that issue, let me first of all state that as far as getting the price regulation reinstated, I am sure that the Governor will exercise considerable restraint, prudence and caution before she reinstates any pricing regulation because of the concerns that she has expressed about our gas price cap law. So that should add a lot more comfort to those who have questioned our pricing formula that a law can be implemented that could somehow hurt the oil companies and consumers financially.

“However, I’d like to point out that prior to reinstatement of the law; we have given the Governor the broad discretion to increase the price ceiling if she believed that it was necessary. She can also consult with the Public Utilities Commission which could then take a look at the pricing formula, and under our proposal the PUC would retain their existing power to make adjustments upward in the price ceiling if they felt it was necessary to prevent economic hardship. And in that regard, I know that our existing law is already working well in that regard.

“Last September, as you know, Mr. President, House and Senate Leadership received a letter from the Public Utilities Commission indicating that a jobber on Kauai, Central Petroleum, shortly after the implementation of the gas pricing regulation in September, said that they would go out of business and no longer be able to supply gasoline to the Kauai market if the PUC did not make adjustments upward or increase the price

ceiling on what they call zone price adjustments for the Kauai jobbers on that island. In other words, the Kauai jobbers were saying we need to be able to charge higher wholesale prices or be able to charge more under the price ceiling if we're going to continue to be able to supply gasoline to Kauai. We received the letter in early September. One day later the PUC responds and accommodates the jobber's request and revises and increases the price ceiling or price cap upwards for Kauai. We've prevented a certain supply disruption that the Kauai jobber had expressed concerns about.

"So, it shows that our existing law is working, and to make it even better, we're giving the Governor the power to increase prices further. I disagree with that, but if that would give a further comfort level to my colleagues who feel that the pricing formula doesn't allow oil companies to charge enough, well the Governor can make that decision to increase the price ceiling as appropriate to avoid any economic dislocations.

"I would also like to point out that the letter that was submitted by the PUC consultant, while it expresses concerns in regards to the extent to which the Senate Conferees relied on the PUC's recommendations, does not disagree, but does not rebut Mr. Hamilton's analysis, which is that under our pricing formula, if the Governor should decide to reinstate pricing regulation, that the oil companies and wholesalers would be able to enjoy profit margins that would be more than fair and reasonable and that would still be in excess of the profit margin that they're earning in more competitive markets on the mainland. So again, our pricing formula is definitely fair.

"And finally, in regards to the letter from the PUC consultant, I would like to point out that it does acknowledge what supporters of pricing regulation have been saying, which is that under our pricing formula, if reinstated, that that formula would significantly reduce gas prices by as much as 16 cents per gallon or more.

"So the issue is this, do we support a measure that gives the Governor the power to reinstate the gas price cap or to reinstate a gas pricing formula that would reduce gasoline prices for Hawaii's consumers by as much as 16 cents per gallon or more. This floor amendment, if passed, would effectively prevent consumers from realizing those cost savings, and for those reasons, I strongly urge my colleagues to vote in favor of the conference draft by rejecting this particular floor amendment. Thank you."

Senator Hemmings rose to speak against the amendment as follows:

"Mr. President, I rise to speak against this amendment.

"Mr. President, the good Senator from Waianae, in her usual articulate, lawyeress manner, spoke well about her position on this issue. She requested that we be honest, have some transparency . . . amen, amen. Let's be honest. I'll be honest. I got a call from a lobbyist from an oil company this morning who said that she's working real hard on this and wanted me to vote in favor of it. And to what ends, to what ends? Is this about what's good for the oil companies? Or is this about what's good for the consumers of the State of Hawaii? Or is this about petty politics here at the State Capitol? Let's have some transparency. Let's answer those questions.

"It's no secret where this Caucus stands on the price cap, and we've worked with both interest groups of the Majority Party on this. The Senator from Mililani is exactly right. He did compromise a lot. I imagine it was a tough pill for him to swallow. Many of us on this Floor had the courage to be transparent and honest about it and stood for what we thought

was good legislation on behalf of the consumers of this State of Hawaii. But let's be honest – that's not what this is about.

"This amendment really is going to make no difference in the bigger picture. What this amendment is all about is petty, petty politics. I would suggest the Majority Party members vote with a little bit of honor and dignity on this issue and enforce what was agreed upon in Conference Committee rather than playing these games with the consumers.

"I urge my colleagues to please put aside the partisanship, put aside the bickering, vote this amendment down. It doesn't have a thing to do with the price of oil and is all to do with politics. I urge you to vote this amendment down. Thank you, Mr. President."

Senator Taniguchi rose in support with reservations and said:

"Mr. President, I rise in support of this bill with reservations.

"I must support this amendment because it includes the agreed upon funding for the monitoring, analysis and reporting program that was left out in the final draft of this bill. I'm caught in a dilemma because as Conference Co-Chair I feel that the other amendments were not part of the agreement. Thank you."

At 1:29 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:35 o'clock p.m.

Senator Hogue rose in opposition and said:

"Mr. President, thanks for the short recess and all the speeches, but I'm going to vote 'no.'

"Here's the reason why I'm going to vote 'no' – because my constituents want a repeal of the gas cap. I've heard a lot of confusing rhetoric go down on this Floor and that's all that has come forward is just total confusion. The people of this state over and over again have said they want a repeal of the gas cap and not more confusion.

"So, for that reason, because I believe in my constituents, I'm going to vote 'no' on this amendment, and when this bill comes forward and if it doesn't say we're going to repeal the gas cap, I will vote 'no' again on Thursday. Thank you very much, Mr. President."

Senator Menor rose and said:

"Mr. President, I just wanted to offer some brief remarks."

The President interjected:

"Senator Menor, you have spoken twice on this issue."

Senator Espero rose to speak in opposition and said:

"Mr. President, I'd like to rise in opposition to this amendment.

"First, I'd like to comment on a couple newspaper articles I cut out this weekend – Exxon's \$8.4 billion quarterly profit fuels anger; Chevron profits hit \$4 billion for the quarter. These profits are being paid by the citizens of the US and the citizens of Hawaii. This is the reason why this issue came before us many, many years ago starting with the former Governor Ben Cayetano when he took the oil companies to task and after that he decided to look at legislation. We are continuing that

process of how we can deal with the high price of gasoline within our state.

“Once we repeal or suspend the gas price regulations, expect the prices to continue to go up and don’t be surprised, colleagues, if in the very near future you are seeing \$4.00 a gallon. That’s very reasonable and some of my colleagues on the neighbor island are already saying that we are seeing those costs, those figures.

“So, what will we do in the interim? What Hawaii has started, in my opinion, has turned into a national discussion, a national debate from Honolulu to Washington, D.C. President Bush and our Congress are now trying to determine how to deal with this issue that all our citizens are concerned about. We are at the forefront. We have pioneered solutions, ideas. We do not know what the ultimate solution will be. However, we must continue to move forward with what we have done because next Session we will be debating this same topic on how to deal with the high price of gasoline. And this is a quality of life issue for our state and for our children and future generations.

“Mr. President, whether we keep Singapore in or out, prices will continue to rise. But I believe we should keep Singapore in because if the intent is to lower the price of gasoline, then why not add a fourth market which many people may think may be low and drive down the price of gasoline. Isn’t that our intention – to drive down the price of gasoline? So, instead of using the three markets, which we are currently doing, we will have four markets. We will throw out the top – the fourth or the number one, the highest – and base it on the lower three. That seems logical. That seems like a way to drive down the price of gas.

“And with the transparency that we’re talking about in the measure, we will be able to determine where the money is going – follow the money, as we have all heard. Are the retailers making the money? Are the jobbers? Are the big oil companies? Where are the profits going?

“Then of course you have the discussion of free enterprise, free market, should government be involved in setting prices? Yes, we do. We do look at electric rates, for example, for the State of Hawaii for our residents. We look at insurance that an employer pays. So why not look at gasoline prices especially in light of the articles that talk about the billion-dollar profits of our gasoline companies.

“So colleagues, let’s do what I believe is the logical thing to do. Let’s not pass this amendment, because by passing this amendment, I believe we would be helping the oil companies more and hurting the people of Hawaii with this amendment. Thank you, Mr. President.”

Senator Hooser rose in support of the amendment and stated:

“Mr. President, I rise in support of this amendment.

“First of all, I’d like to start by thanking the Chair of the CPH Committee for all the hard work. I know that he’s been really committed and dedicated to this issue for many years. I appreciate the movement that he has made to accommodate many of the desires and wishes of the majority on the Floor here. I thank him for that. However, in my opinion it does not go far enough, which is why I’m supporting this amendment.

“I think I, like many, have much in common with the people who spoke before me. Like many others, I feel the consumers deserve lower gas prices, and I believe oil companies are reaping excessive profits, but I am not convinced and I don’t believe the public is convinced that the gas price regulation, as

it has been implemented, is working. I think it’s very clear that there is no consensus; there is confusion; there’s a lack of faith and confidence, hence, this is why we’re here today.

“I believe if our intent is to kill the gas cap, and by suspending it, which is included in this bill, we effectively kill it for today, pending future events. If we are going to kill it and suspend it, I suggest that we should do it right; we should make it as clean as possible and limit the confusion.

“I believe the fair market evaluation formula, which incorporates Singapore, and the other measures is not the way to keep it clean. I think it keeps it murky. We don’t really know what that formula will involve. There’s speculation that it will be too low, possibly it could be too high. In either case, additional unintended consequences may come forward.

“I believe the process has been rushed, not properly thought through or tested over time, and as the previous speakers indicated, I think it would be prudent, prudent to remove these provisions, take the time that’s necessary to study the issue, and address it in a future Legislative Session.

“For these reasons and others, I’m encouraging my colleagues to vote in support of the amendment. Thank you.”

Senator Whalen rose to oppose the amendment as follows:

“Mr. President, I rise in opposition to the amendment.

“Just one note for the good Senator from Kauai who thinks we haven’t talked this through enough or haven’t studied enough, before he was elected to this august Body, we were discussing this. In fact the first original bill was passed before it got to the Senate.

“It is interesting to know we heard the plea and the cry for honest and we need honestly here, we need accurate information. In that election after this bill was passed, there was a mailer that was mailed out to every House race that had a Republican appointed for the Democrat. In that mail out it said that your Republican opponent voted to support big oil and then it says the Republican Party has received millions of dollars; they don’t support you, the Hawaii resident. That was mailed out to everyone whether they were in office or not, it didn’t matter, or if they voted for the gas cap or against it, it didn’t matter.

“And a lot of those tight races were lost by the Republicans and that’s not the issue in and of itself, but here we have a Body . . .”

Senator Tsutsui interjected:

“Mr. President, could the speaker please keep his comments to the amendment before us. I don’t believe any of that is in the floor amendment.”

Senator Whalen replied:

“I’m responding to the discussions we’ve had. I’m responding . . .”

The Chair interjected: “Senator Whalen.”

Senator Whalen continued:

“So in our effort to be honest and have accurate information, the original bill or the C.D. 1, rather, is much more accurate or requires much more accurate information from the oil companies and we’re asking to shine a light down into a dark

hole that we do not think about. So we need that transparency, that information to see if the gas cap, if it were active, if it would be working or not. This is a situation where the gas cap, if you step back and look at it unemotionally, you'll see that it has been working if you take into account the different events that have been going on. And the gas cap, I always felt, was too high from the very beginning.

"So, if the gas cap is suspended and we have a Governor, if she is reelected, who hates the gas cap, she probably never will impose it unless the people of this state demand it. We're not going to impose it. It's been suspended. It has no affect on the price. The oil companies can set a price wherever they're at. Why are we passing this bill to water down the formula back to the way it was and keep the cap up high? It makes no sense.

"So in our effort to be honest, who is pushing for this bill to be passed? I had no, not one, constituent contact me about this, about this amendment, or anything else. In fact I had more people contacting me about keeping the cap because they don't trust the oil companies. So when you look at who's pushing for this to be passed, it's big oil, gas distributors. There's no cap. What do they care? Because they know it's effective. It's fighting the way they've gouged us for years.

"And so, to tie it in for the good Senator from Maui who thought I was talking in the opposite direction, you can't have it both ways. You can't vote against the gas cap and be for big oil and then vote to get rid of the gas cap and not be for big oil. And that's the consistency, the accurate information and the honesty that we need. To vote for this amendment is a vote for big oil – flat out, simple, that's the way it is. Thank you very much."

At 1:47 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:49 o'clock p.m.

At this time Senator Tsutsui withdrew Floor Amendment No. 14 and his motion to adopt Floor Amendment No. 14, and Senator Sakamoto withdrew his second.

The President then announced:

"Floor Amendment No. 14 is withdrawn."

At 1:51 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:52 o'clock p.m.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 236-06 was adopted and H.B. No. 3115, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PETROLEUM INDUSTRY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hogue, Slom, Trimble).

Conf. Com. Rep. No. 25-06 (S.B. No. 2006, S.D. 3, H.D. 2, C.D. 1):

Senator Kokubun moved that Conf. Com. Rep. No. 25-06 be adopted and S.B. No. 2006, S.D. 3, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Hee requested a waiver of the filing requirement for floor amendments pursuant to Senate Rule 54(2), and the President granted the waiver.

Senator Hee then offered the following amendment (Floor Amendment No. 15) to S.B. No. 2006, S.D. 3, H.D. 2, C.D. 1:

SECTION 1. Senate Bill No. 2006, S.D. 3, H.D. 2, C.D. 1, is amended by amending section 1 to read as follows:

"SECTION 1. In recent years, the number of edible opihi found in Hawaii has declined. The popularity of opihi as a delicacy has led to overharvesting on the island of Oahu and has made opihi difficult to find on the neighbor islands.

The blackfoot opihi (*Cellana exarata*), also known as 'makaiauli,' once the most common limpet in Hawaiian waters, is found in the upper wash of waves. The yellowfoot opihi (*Cellana sandwicensis*), also known as 'alinalina,' is the preferred species for eating. It is found in the wash of waves, roughly between the habitats of the blackfoot opihi and koele, the third type of edible opihi in Hawaii. Koele is also known as the 'kneecap' opihi (*Cellana talcosa*). There is also a fourth type of opihi (*Cellana melanostoma*) observed in Kaua'i that probably also could be found in Niihau.

Although opihi can be collected year-round, opihi shells must be at least one and a quarter inches wide, or the meat must be at least a half-inch wide, to be legally harvested in Hawaii.

The purpose of this Act is to prohibit the sale of all Hawaiian species of edible opihi, subject to an exemption for certain opihi shells used to make jewelry [and for residents of any populated island that is privately owned and has a population of five hundred or less]."

SECTION 1. Senate Bill No. 2006, S.D. 3, H.D. 2, C.D. 1, is amended by amending section 2 to read as follows:

"SECTION 2. Section 188-42.5, Hawaii Revised Statutes, is amended to read as follows:

"~~[(§)188-42.5]~~ **Hihiwai, hapawai, opihi, and opae kala'ole selling prohibited.** It shall be unlawful for any person at any time to sell or offer for sale any hihiwai, hapawai, opih, ~~[and] or opae kala'ole~~ taken from any of the waters within the jurisdiction of the State. ~~[- provided that it shall not be unlawful for a resident of any populated island that is privately owned and has a population of five hundred or less to sell or offer for sale any amount of opihi.]~~ It shall be presumed that the taking of more than one-half gallon per person per day of opihi, as measured with its shell on, from any of the waters within the jurisdiction of the State, is for the purpose of selling or offering to sell opihi.

As used in this section, 'opih' means all known Hawaiian opihi species, including *Cellana exarata* (blackfoot), *Cellana sandwicensis* (yellowfoot), *Cellana talcosa* (koele), and *Cellana melanostoma*.

The prohibition to sell or offer for sale any opihi as provided by this section shall not apply to opihi shells at least one and one-fourth inches in diameter, sold or offered for sale as a curio or jewelry, or as part of a curio or jewelry; provided that the taking of the opihi for these purposes is in compliance with this section."

Senator Hee moved that Floor Amendment No. 15 be adopted, seconded by Senator Kokubun.

Senator Hee noted:

"Mr. President and colleagues, there appears to be some difference with the Department of Land and Natural Resources. They have indicated some reservations about the way the present bill is worded. So I'm offering an amendment to clarify

language and to address the concerns that have been raised by the Department of Land and Natural Resources.”

Senator English rose in opposition to the amendment and said:

“Mr. President, first of all, I rise in opposition.

“I’m making it very clear that what we’re doing here is removing the exemption from Ni`ihau for the people of Ni`ihau to harvest opihi. This is the opihi bill that we’re talking about.

“I want to point out that the department sent an e-mail to the Senator from Kaneohe a few days ago expressing these concerns. They’ve had the whole Session to do this, but they chose at the last moment to bring these forward.

“Nonetheless, we have to be very cognizant that the small population of Ni`ihau relies on the fact that they harvest opihi. In the old days they used to trade this opihi for poi on Northern Kauai because the island is too dry to raise taro. They don’t have the water resources. Today, they take opihi and they sell it because the taro growers need money. They sell that opihi for their poi and take the poi back to the island. While this affects a very small percentage of our population, this is their sustenance.

“The department is objecting because they’re saying that well, there are no holders of commercial marine licenses on Ni`ihau. I suppose that’s true. They haven’t translated their licensing requirements into Hawaiian yet, so the people there have a very hard time understanding their requirements. I suppose that the department will be translating their forms and requirements into Hawaiian so that all of our citizens can understand they need.

“Nonetheless, I’m against this particular motion because I think we have to protect the interest of the people of Ni`ihau. For those who have committed to supporting it, I can release you from that commitment to support this. I’m doing this really as a way to let the people there know that we will not let this issue pass, that we will revisit it next year to make sure that there is an exemption for them.

“Nonetheless, I also feel that the constitutional guarantee of customary and traditional practices will trump this bill if it is ever challenged. That is to say that this ancient practice of trading opihi for poi and now selling opihi for taro and poi for them to eat, notwithstanding this law, is guaranteed by the Constitution so that the people of Ni`ihau can continue to gather their sustenance. Thank you, Mr. President.”

The motion to adopt Floor Amendment No. 15 was put by the Chair and carried.

Senator Hee moved that Conf. Com. Rep. No. 25-06 be received and placed on file, seconded by Senator Kokubun and carried.

By unanimous consent, S.B. No. 2006, S.D. 3, H.D. 2, C.D. 2, entitled: “A BILL FOR AN ACT PROHIBITING SALES OF OPIHI,” was placed on the calendar for Final Reading on Thursday, May 4, 2006.

At 1:58 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 2:59 o’clock p.m.

FINAL READING

MATTERS DEFERRED FROM

FRIDAY, APRIL 28, 2006

S.B. No. 744, S.D. 2, H.D. 1:

On motion by Senator Baker, seconded by Senator Hanabusa and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 744, S.D. 2, and S.B. No. 744, S.D. 2, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 2454, S.D. 1, H.D. 2:

On motion by Senator Baker, seconded by Senator Kokubun and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2454, S.D. 1, and S.B. No. 2454, S.D. 1, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO OUT-OF-STATE SALES OF TIME SHARE INTERESTS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 13-06 (S.B. No. 706, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Inouye, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 13-06 was adopted and S.B. No. 706, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR VIOLATIONS INVOLVING MINORS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 14-06 (S.B. No. 2667, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Ige, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 14-06 was adopted and S.B. No. 2667, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FIREWORKS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

FINAL READING

Conf. Com. Rep. No. 18-06 (S.B. No. 2244, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Conf. Com. Rep. No. 18-06 was adopted and S.B. No. 2244, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EXPUNGEMENTS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 26-06 (S.B. No. 2358, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 26-06 was adopted and S.B. No. 2358, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL

FOR AN ACT RELATING TO PROTECTION OF FOREST RESERVES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 27-06 (S.B. No. 2501, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Hooser and carried, Conf. Com. Rep. No. 27-06 was adopted and S.B. No. 2501, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 32-06 (S.B. No. 826, H.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 32-06 was adopted and S.B. No. 826, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 35-06 (S.B. No. 2327, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 35-06 was adopted and S.B. No. 2327, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE OR NEGLECT REPORTING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 36-06 (S.B. No. 2328, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 36-06 was adopted and S.B. No. 2328, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOTICE TO FOSTER PARENTS FOR CHAPTER 587, HAWAII REVISED STATUTES, CHILD PROTECTIVE ACT HEARINGS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 48-06 (S.B. No. 2941, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, Conf. Com. Rep. No. 48-06 was adopted and S.B. No. 2941, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BRUSH FIRES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 50-06 (S.B. No. 951, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 50-06 was adopted and S.B. No. 951, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

FINAL READING

MATTER DEFERRED FROM FRIDAY, APRIL 28, 2006

Conf. Com. Rep. No. 55-06 (H.B. No. 2639, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Inouye, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 55-06 was adopted and H.B. No. 2639, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS WHILE OPERATING A MOTOR VEHICLE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

FINAL READING

Conf. Com. Rep. No. 61-06 (H.B. No. 1955, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator English, seconded by Senator Ige and carried, Conf. Com. Rep. No. 61-06 was adopted and H.B. No. 1955, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LITTER CONTROL," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 62-06 (H.B. No. 2367, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 62-06 was adopted and H.B. No. 2367, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR SERVICE PROVIDERS OF THE OFFICE OF YOUTH SERVICES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 67-06 (H.B. No. 2899, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, Conf. Com. Rep. No. 67-06 was adopted and H.B. No. 2899, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JUDGMENT LIENS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 71-06 (H.B. No. 1935, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Espero, seconded by Senator Hogue and carried, Conf. Com. Rep. No. 71-06 was adopted and H.B. No. 1935, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 74-06 (H.B. No. 2772, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 74-06 was adopted and H.B. No. 2772, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROPERTY DAMAGE TO AGRICULTURAL AND AQUACULTURAL PROPERTY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 80-06 (H.B. No. 1878, S.D. 1, C.D. 1):

On motion by Senator Espero, seconded by Senator Hogue and carried, Conf. Com. Rep. No. 80-06 was adopted and H.B. No. 1878, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENT SECURITIES ACT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 84-06 (H.B. No. 1995, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 84-06 was adopted and H.B. No. 1995, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERING THE WELFARE OF A MINOR," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 85-06 (H.B. No. 2146, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Ige and carried, Conf. Com. Rep. No. 85-06 was adopted and H.B. No. 2146, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 86-06 (H.B. No. 237, H.D. 3, S.D. 1, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Conf. Com. Rep. No. 86-06 was adopted and H.B. No. 237, H.D. 3, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 90-06 (H.B. No. 3225, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Espero, seconded by Senator Hogue and carried, Conf. Com. Rep. No. 90-06 was adopted and H.B. No. 3225, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 91-06 (H.B. No. 1871, H.D. 1, S.D. 2, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 91-06 be adopted and H.B. No. 1871, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Fukunaga requested her remarks be inserted into the Journal, and the Chair having so ordered, Senator Fukunaga's remarks read as follows:

"Mr. President, I rise to speak in favor of the entire package of Identity Theft bills and ask that these remarks be inserted in the Journal for S.B. No. 2158, C.D. 1; S.B. No. 2159, C.D. 1; S.B. No. 2290, C.D. 1; S.B. No. 2292, C.D. 1; S.B. No. 2293, C.D. 1; H.B. No. 1871, C.D. 1; H.B. No. 2535, S.D. 2, and H.B. No. 3244, C.D. 1:

"These measures were introduced as a result of the work of the Hawaii Anti-Phishing Task Force, established by Act 65, Session Laws of Hawaii 2005, to develop state policy on how best to prevent further occurrences of phishing and other forms of electronic commerce-based crimes in the State. The Task Force examined state agencies charged with the responsibility of developing policies, procedures and operations to prevent, monitor, and enforce electronic commerce-based criminal activities and sanctions; reviewed other jurisdictions' activities, policies, and laws related to the prevention of electronic commerce-based crimes; and reviewed a range of options available to deter electronic commerce-based crimes from occurring in the State.

"Through this process the Task Force broadened the scope of its research – and recommendations – to address the rapidly escalating problem of identity theft. For example, just last month we learned that more than 40,000 Hawaii residents who enrolled in certain health and group life insurance plans in 1999 are at risk for identity theft following the theft of some insurance company records. 22,000 private sector employees and 21,500 members of the Hawaii Government Employees Association and the United Public Workers union must now begin the process of it checking their financial records. And for those who find cases of identity theft, the process of clearing their records and restoring their credit may take years.

"The purpose of the bills before you today is to provide substantial protections from identity theft for the residents of Hawaii through a variety of ways:

"S.B. No. 2158, C.D. 1, authorizes government agencies, effective July 1, 2007, to continue to collect, create, or maintain records or documents containing an individual's social security number in the course of carrying out the agency's legitimate government functions, but agencies may not display the social security numbers in any public record or document that is available for public inspection.

“S.B. No. 2159, C.D. 1, makes it a class C felony to intentionally or knowingly possess confidential information of another without authorization; and adds identity theft as an enumerated offense within the repeat offender statute. It provides our country law enforcement.

“S.B. No. 2290, C.D. 1, requires government and businesses that possess personal information of Hawaii residents and experience a security breach to notify people affected by the breach.

“S.B. No. 2292, C.D. 1, requires businesses and government agencies that dispose of documents and other records containing personal information of Hawaii residents to destroy the records to protect against unauthorized access to or use of the information.

“S.B. No. 2293, C.D. 1, prohibits businesses and government agencies, subject to limited exceptions, from disclosing an individual’s social security number to the general public, printing the number on an identification card or in mailings to customers, or requiring the transmission of the number to third parties.

“In addition, S.B. No. 2290, S.B. No. 2292, and S.B. No. 2293 establish similar penalty provisions to allow the Attorney General or the Office of Consumer Protection to bring a cause of action against any business that violates any provision of this measure, and to seek a penalty of not more than \$2,500 for each violation; allow a private cause of action for the sum equal to the actual damages sustained by the injured party; allow the court to award reasonable attorneys’ fees to the prevailing party, and clarify that both penalty actions cannot be brought against a government agency. They also set similar reporting standards for government agencies to submit a written report to the Legislature unless the report will impede a criminal investigation.

“H.B. No. 1871, C.D. 1; allows consumers who are victims of identity theft to place a security freeze on their credit reports, which will prohibit a consumer reporting agency from releasing any information to unauthorized parties without the consumer’s express authorization and will provide consumers more control over who has access to their credit report. Penalties are comparable to those of S.B. No. 2290, S.B. No. 2292, and S.B. No. 2293: to allow up to \$2,500 in penalties for each violation of the new chapter and authorize the Attorney General or the Office of Consumer Protection to bring actions; allow injured parties to bring actions against violators for actual damages caused by the violation; allow reasonable attorneys’ fees for prevailing parties in actions for damages; and provides that the penalties are cumulative to the remedies or penalties available under all other State laws.

“H.B. No. 2535, S.D. 2, amends current Hawaii law for offense of use of a computer in the commission of a separate crime to include use of a computer to obtain control over the property of the victim or to facilitate commission of the offense of theft in the first or second degrees.

“H.B. No. 3244, C.D. 1, makes changes to the task force working on identity theft issues by changing the name to the Identity Theft Task Force, adding additional members, expanding its responsibilities, and extending its life until December 31, 2007. The bill appropriates \$50,000 to the Auditor to staff the work of the task force, and \$50,000 to the Attorney General to compile a uniform identity theft complaint tracking system.

“Many people have worked on bringing these bills to today’s vote, particularly the members of the Task Force. It has truly

been a public-private sector collaboration. While we have much work left to do, these bills provide both a strong foundation in the State’s fight against identity theft; and valuable resources that Hawaii residents can use to protect themselves from financial harm if their financial or personal information is compromised.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 91-06 was adopted and H.B. No. 1871, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONSUMER CREDIT REPORTING AGENCIES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 92-06 (H.B. No. 3016, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, Conf. Com. Rep. No. 92-06 was adopted and H.B. No. 3016, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO UNSERVED ARREST WARRANTS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 93-06 (H.B. No. 2299, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Conf. Com. Rep. No. 93-06 was adopted and H.B. No. 2299, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CHAPTER 803,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 94-06 (H.B. No. 3256, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Conf. Com. Rep. No. 94-06 was adopted and H.B. No. 3256, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE PENAL CODE,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 103-06 (S.B. No. 895, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Kokubun, seconded by Senator English and carried, Conf. Com. Rep. No. 103-06 was adopted and S.B. No. 895, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LIMU MANAGEMENT AREA,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 106-06 (S.B. No. 2065, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Inouye, seconded by Senator Ige and carried, Conf. Com. Rep. No. 106-06 was adopted and S.B. No. 2065, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REGISTRATION,”

having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 107-06 (S.B. No. 2283, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Espero, seconded by Senator Hogue and carried, Conf. Com. Rep. No. 107-06 was adopted and S.B. No. 2283, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 110-06 (S.B. No. 2158, S.D. 2, H.D. 1, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 110-06 be adopted and S.B. No. 2158, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Fukunaga requested her remarks be inserted into the Journal, and the Chair having so ordered, Senator Fukunaga's remarks read as follows:

"Mr. President, I rise to speak in favor of the entire package of Identity Theft bills and ask that these remarks be inserted in the Journal for S.B. No. 2158, C.D. 1; S.B. No. 2159, C.D. 1; S.B. No. 2290, C.D. 1; S.B. No. 2292, C.D. 1; S.B. No. 2293, C.D. 1; H.B. No. 1871, C.D. 1; H.B. No. 2535, S.D. 2, and H.B. No. 3244, C.D. 1:

"These measures were introduced as a result of the work of the Hawaii Anti-Phishing Task Force, established by Act 65, Session Laws of Hawaii 2005, to develop state policy on how best to prevent further occurrences of phishing and other forms of electronic commerce-based crimes in the State. The Task Force examined state agencies charged with the responsibility of developing policies, procedures and operations to prevent, monitor, and enforce electronic commerce-based criminal activities and sanctions; reviewed other jurisdictions' activities, policies, and laws related to the prevention of electronic commerce-based crimes; and reviewed a range of options available to deter electronic commerce-based crimes from occurring in the State.

"Through this process the Task Force broadened the scope of its research – and recommendations – to address the rapidly escalating problem of identity theft. For example, just last month we learned that more than 40,000 Hawaii residents who enrolled in certain health and group life insurance plans in 1999 are at risk for identity theft following the theft of some insurance company records. 22,000 private sector employees and 21,500 members of the Hawaii Government Employees Association and the United Public Workers union must now begin the process of it checking their financial records. And for those who find cases of identity theft, the process of clearing their records and restoring their credit may take years.

"The purpose of the bills before you today is to provide substantial protections from identity theft for the residents of Hawaii through a variety of ways:

"S.B. No. 2158, C.D. 1, authorizes government agencies, effective July 1, 2007, to continue to collect, create, or maintain records or documents containing an individual's social security number in the course of carrying out the agency's legitimate

government functions, but agencies may not display the social security numbers in any public record or document that is available for public inspection.

"S.B. No. 2159, C.D. 1, makes it a class C felony to intentionally or knowingly possess confidential information of another without authorization; and adds identity theft as an enumerated offense within the repeat offender statute. It provides our country law enforcement.

"S.B. No. 2290, C.D. 1, requires government and businesses that possess personal information of Hawaii residents and experience a security breach to notify people affected by the breach.

"S.B. No. 2292, C.D. 1, requires businesses and government agencies that dispose of documents and other records containing personal information of Hawaii residents to destroy the records to protect against unauthorized access to or use of the information.

"S.B. No. 2293, C.D. 1, prohibits businesses and government agencies, subject to limited exceptions, from disclosing an individual's social security number to the general public, printing the number on an identification card or in mailings to customers, or requiring the transmission of the number to third parties.

"In addition, S.B. No. 2290, S.B. No. 2292, and S.B. No. 2293 establish similar penalty provisions to allow the Attorney General or the Office of Consumer Protection to bring a cause of action against any business that violates any provision of this measure, and to seek a penalty of not more than \$2,500 for each violation; allow a private cause of action for the sum equal to the actual damages sustained by the injured party; allow the court to award reasonable attorneys' fees to the prevailing party, and clarify that both penalty actions cannot be brought against a government agency. They also set similar reporting standards for government agencies to submit a written report to the Legislature unless the report will impede a criminal investigation.

"H.B. No. 1871, C.D. 1; allows consumers who are victims of identity theft to place a security freeze on their credit reports, which will prohibit a consumer reporting agency from releasing any information to unauthorized parties without the consumer's express authorization and will provide consumers more control over who has access to their credit report. Penalties are comparable to those of S.B. No. 2290, S.B. No. 2292, and S.B. No. 2293: to allow up to \$2,500 in penalties for each violation of the new chapter and authorize the Attorney General or the Office of Consumer Protection to bring actions; allow injured parties to bring actions against violators for actual damages caused by the violation; allow reasonable attorneys' fees for prevailing parties in actions for damages; and provides that the penalties are cumulative to the remedies or penalties available under all other State laws.

"H.B. No. 2535, S.D. 2, amends current Hawaii law for offense of use of a computer in the commission of a separate crime to include use of a computer to obtain control over the property of the victim or to facilitate commission of the offense of theft in the first or second degrees.

"H.B. No. 3244, C.D. 1, makes changes to the task force working on identity theft issues by changing the name to the Identity Theft Task Force, adding additional members, expanding its responsibilities, and extending its life until December 31, 2007. The bill appropriates \$50,000 to the Auditor to staff the work of the task force, and \$50,000 to the

Attorney General to compile a uniform identity theft complaint tracking system.

“Many people have worked on bringing these bills to today’s vote, particularly the members of the Task Force. It has truly been a public-private sector collaboration. While we have much work left to do, these bills provide both a strong foundation in the State’s fight against identity theft; and valuable resources that Hawaii residents can use to protect themselves from financial harm if their financial or personal information is compromised.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 110-06 was adopted and S.B. No. 2158, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO IDENTITY THEFT,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 111-06 (S.B. No. 2159, S.D. 2, H.D. 1, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 111-06 be adopted and S.B. No. 2159, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Fukunaga requested her remarks be inserted into the Journal, and the Chair having so ordered, Senator Fukunaga’s remarks read as follows:

“Mr. President, I rise to speak in favor of the entire package of Identity Theft bills and ask that these remarks be inserted in the Journal for S.B. No. 2158, C.D. 1; S.B. No. 2159, C.D. 1; S.B. No. 2290, C.D. 1; S.B. No. 2292, C.D. 1; S.B. No. 2293, C.D. 1; H.B. No. 1871, C.D. 1; H.B. No. 2535, S.D. 2, and H.B. No. 3244, C.D. 1:

“These measures were introduced as a result of the work of the Hawaii Anti-Phishing Task Force, established by Act 65, Session Laws of Hawaii 2005, to develop state policy on how best to prevent further occurrences of phishing and other forms of electronic commerce-based crimes in the State. The Task Force examined state agencies charged with the responsibility of developing policies, procedures and operations to prevent, monitor, and enforce electronic commerce-based criminal activities and sanctions; reviewed other jurisdictions’ activities, policies, and laws related to the prevention of electronic commerce-based crimes; and reviewed a range of options available to deter electronic commerce-based crimes from occurring in the State.

“Through this process the Task Force broadened the scope of its research – and recommendations – to address the rapidly escalating problem of identity theft. For example, just last month we learned that more than 40,000 Hawaii residents who enrolled in certain health and group life insurance plans in 1999 are at risk for identity theft following the theft of some insurance company records. 22,000 private sector employees and 21,500 members of the Hawaii Government Employees Association and the United Public Workers union must now begin the process of it checking their financial records. And for those who find cases of identity theft, the process of clearing their records and restoring their credit may take years.

“The purpose of the bills before you today is to provide substantial protections from identity theft for the residents of Hawaii through a variety of ways:

“S.B. No. 2158, C.D. 1, authorizes government agencies, effective July 1, 2007, to continue to collect, create, or maintain records or documents containing an individual’s social security number in the course of carrying out the agency’s legitimate government functions, but agencies may not display the social security numbers in any public record or document that is available for public inspection.

“S.B. No. 2159, C.D. 1, makes it a class C felony to intentionally or knowingly possess confidential information of another without authorization; and adds identity theft as an enumerated offense within the repeat offender statute. It provides our country law enforcement.

“S.B. No. 2290, C.D. 1, requires government and businesses that possess personal information of Hawaii residents and experience a security breach to notify people affected by the breach.

“S.B. No. 2292, C.D. 1, requires businesses and government agencies that dispose of documents and other records containing personal information of Hawaii residents to destroy the records to protect against unauthorized access to or use of the information.

“S.B. No. 2293, C.D. 1, prohibits businesses and government agencies, subject to limited exceptions, from disclosing an individual’s social security number to the general public, printing the number on an identification card or in mailings to customers, or requiring the transmission of the number to third parties.

“In addition, S.B. No. 2290, S.B. No. 2292, and S.B. No. 2293 establish similar penalty provisions to allow the Attorney General or the Office of Consumer Protection to bring a cause of action against any business that violates any provision of this measure, and to seek a penalty of not more than \$2,500 for each violation; allow a private cause of action for the sum equal to the actual damages sustained by the injured party; allow the court to award reasonable attorneys’ fees to the prevailing party, and clarify that both penalty actions cannot be brought against a government agency. They also set similar reporting standards for government agencies to submit a written report to the Legislature unless the report will impede a criminal investigation.

“H.B. No. 1871, C.D. 1; allows consumers who are victims of identity theft to place a security freeze on their credit reports, which will prohibit a consumer reporting agency from releasing any information to unauthorized parties without the consumer’s express authorization and will provide consumers more control over who has access to their credit report. Penalties are comparable to those of S.B. No. 2290, S.B. No. 2292, and S.B. No. 2293: to allow up to \$2,500 in penalties for each violation of the new chapter and authorize the Attorney General or the Office of Consumer Protection to bring actions; allow injured parties to bring actions against violators for actual damages caused by the violation; allow reasonable attorneys’ fees for prevailing parties in actions for damages; and provides that the penalties are cumulative to the remedies or penalties available under all other State laws.

“H.B. No. 2535, S.D. 2, amends current Hawaii law for offense of use of a computer in the commission of a separate crime to include use of a computer to obtain control over the property of the victim or to facilitate commission of the offense of theft in the first or second degrees.

“H.B. No. 3244, C.D. 1, makes changes to the task force working on identity theft issues by changing the name to the Identity Theft Task Force, adding additional members,

expanding its responsibilities, and extending its life until December 31, 2007. The bill appropriates \$50,000 to the Auditor to staff the work of the task force, and \$50,000 to the Attorney General to compile a uniform identity theft complaint tracking system.

“Many people have worked on bringing these bills to today’s vote, particularly the members of the Task Force. It has truly been a public-private sector collaboration. While we have much work left to do, these bills provide both a strong foundation in the State’s fight against identity theft; and valuable resources that Hawaii residents can use to protect themselves from financial harm if their financial or personal information is compromised.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 111-06 was adopted and S.B. No. 2159, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO IDENTITY THEFT,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 112-06 (S.B. No. 2193, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, Conf. Com. Rep. No. 112-06 was adopted and S.B. No. 2193, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 113-06 (S.B. No. 2290, S.D. 2, H.D. 1, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 113-06 be adopted and S.B. No. 2290, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Fukunaga requested her remarks be inserted into the Journal, and the Chair having so ordered, Senator Fukunaga’s remarks read as follows:

“Mr. President, I rise to speak in favor of the entire package of Identity Theft bills and ask that these remarks be inserted in the Journal for S.B. No. 2158, C.D. 1; S.B. No. 2159, C.D. 1; S.B. No. 2290, C.D. 1; S.B. No. 2292, C.D. 1; S.B. No. 2293, C.D. 1; H.B. No. 1871, C.D. 1; H.B. No. 2535, S.D. 2, and H.B. No. 3244, C.D. 1:

“These measures were introduced as a result of the work of the Hawaii Anti-Phishing Task Force, established by Act 65, Session Laws of Hawaii 2005, to develop state policy on how best to prevent further occurrences of phishing and other forms of electronic commerce-based crimes in the State. The Task Force examined state agencies charged with the responsibility of developing policies, procedures and operations to prevent, monitor, and enforce electronic commerce-based criminal activities and sanctions; reviewed other jurisdictions’ activities, policies, and laws related to the prevention of electronic commerce-based crimes; and reviewed a range of options available to deter electronic commerce-based crimes from occurring in the State.

“Through this process the Task Force broadened the scope of its research – and recommendations – to address the rapidly escalating problem of identity theft. For example, just last

month we learned that more than 40,000 Hawaii residents who enrolled in certain health and group life insurance plans in 1999 are at risk for identity theft following the theft of some insurance company records. 22,000 private sector employees and 21,500 members of the Hawaii Government Employees Association and the United Public Workers union must now begin the process of it checking their financial records. And for those who find cases of identity theft, the process of clearing their records and restoring their credit may take years.

“The purpose of the bills before you today is to provide substantial protections from identity theft for the residents of Hawaii through a variety of ways:

“S.B. No. 2158, C.D. 1, authorizes government agencies, effective July 1, 2007, to continue to collect, create, or maintain records or documents containing an individual’s social security number in the course of carrying out the agency’s legitimate government functions, but agencies may not display the social security numbers in any public record or document that is available for public inspection.

“S.B. No. 2159, C.D. 1, makes it a class C felony to intentionally or knowingly possess confidential information of another without authorization; and adds identity theft as an enumerated offense within the repeat offender statute. It provides our country law enforcement.

“S.B. No. 2290, C.D. 1, requires government and businesses that possess personal information of Hawaii residents and experience a security breach to notify people affected by the breach.

“S.B. No. 2292, C.D. 1, requires businesses and government agencies that dispose of documents and other records containing personal information of Hawaii residents to destroy the records to protect against unauthorized access to or use of the information.

“S.B. No. 2293, C.D. 1, prohibits businesses and government agencies, subject to limited exceptions, from disclosing an individual’s social security number to the general public, printing the number on an identification card or in mailings to customers, or requiring the transmission of the number to third parties.

“In addition, S.B. No. 2290, S.B. No. 2292, and S.B. No. 2293 establish similar penalty provisions to allow the Attorney General or the Office of Consumer Protection to bring a cause of action against any business that violates any provision of this measure, and to seek a penalty of not more than \$2,500 for each violation; allow a private cause of action for the sum equal to the actual damages sustained by the injured party; allow the court to award reasonable attorneys’ fees to the prevailing party, and clarify that both penalty actions cannot be brought against a government agency. They also set similar reporting standards for government agencies to submit a written report to the Legislature unless the report will impede a criminal investigation.

“H.B. No. 1871, C.D. 1; allows consumers who are victims of identity theft to place a security freeze on their credit reports, which will prohibit a consumer reporting agency from releasing any information to unauthorized parties without the consumer’s express authorization and will provide consumers more control over who has access to their credit report. Penalties are comparable to those of S.B. No. 2290, S.B. No. 2292, and S.B. No. 2293: to allow up to \$2,500 in penalties for each violation of the new chapter and authorize the Attorney General or the Office of Consumer Protection to bring actions; allow injured parties to bring actions against violators for actual damages

caused by the violation; allow reasonable attorneys' fees for prevailing parties in actions for damages; and provides that the penalties are cumulative to the remedies or penalties available under all other State laws.

"H.B. No. 2535, S.D. 2, amends current Hawaii law for offense of use of a computer in the commission of a separate crime to include use of a computer to obtain control over the property of the victim or to facilitate commission of the offense of theft in the first or second degrees.

"H.B. No. 3244, C.D. 1, makes changes to the task force working on identity theft issues by changing the name to the Identity Theft Task Force, adding additional members, expanding its responsibilities, and extending its life until December 31, 2007. The bill appropriates \$50,000 to the Auditor to staff the work of the task force, and \$50,000 to the Attorney General to compile a uniform identity theft complaint tracking system.

"Many people have worked on bringing these bills to today's vote, particularly the members of the Task Force. It has truly been a public-private sector collaboration. While we have much work left to do, these bills provide both a strong foundation in the State's fight against identity theft; and valuable resources that Hawaii residents can use to protect themselves from financial harm if their financial or personal information is compromised."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 113-06 was adopted and S.B. No. 2290, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTION FROM SECURITY BREACHES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 115-06 (S.B. No. 2293, S.D. 2, H.D. 1, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 115-06 be adopted and S.B. No. 2293, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Fukunaga requested her remarks be inserted into the Journal, and the Chair having so ordered, Senator Fukunaga's remarks read as follows:

"Mr. President, I rise to speak in favor of the entire package of Identity Theft bills and ask that these remarks be inserted in the Journal for S.B. No. 2158, C.D. 1; S.B. No. 2159, C.D. 1; S.B. No. 2290, C.D. 1; S.B. No. 2292, C.D. 1; S.B. No. 2293, C.D. 1; H.B. No. 1871, C.D. 1; H.B. No. 2535, S.D. 2, and H.B. No. 3244, C.D. 1:

"These measures were introduced as a result of the work of the Hawaii Anti-Phishing Task Force, established by Act 65, Session Laws of Hawaii 2005, to develop state policy on how best to prevent further occurrences of phishing and other forms of electronic commerce-based crimes in the State. The Task Force examined state agencies charged with the responsibility of developing policies, procedures and operations to prevent, monitor, and enforce electronic commerce-based criminal activities and sanctions; reviewed other jurisdictions' activities, policies, and laws related to the prevention of electronic commerce-based crimes; and reviewed a range of options available to deter electronic commerce-based crimes from occurring in the State.

"Through this process the Task Force broadened the scope of its research – and recommendations – to address the rapidly escalating problem of identity theft. For example, just last month we learned that more than 40,000 Hawaii residents who enrolled in certain health and group life insurance plans in 1999 are at risk for identity theft following the theft of some insurance company records. 22,000 private sector employees and 21,500 members of the Hawaii Government Employees Association and the United Public Workers union must now begin the process of it checking their financial records. And for those who find cases of identity theft, the process of clearing their records and restoring their credit may take years.

"The purpose of the bills before you today is to provide substantial protections from identity theft for the residents of Hawaii through a variety of ways:

"S.B. No. 2158, C.D. 1, authorizes government agencies, effective July 1, 2007, to continue to collect, create, or maintain records or documents containing an individual's social security number in the course of carrying out the agency's legitimate government functions, but agencies may not display the social security numbers in any public record or document that is available for public inspection.

"S.B. No. 2159, C.D. 1, makes it a class C felony to intentionally or knowingly possess confidential information of another without authorization; and adds identity theft as an enumerated offense within the repeat offender statute. It provides our country law enforcement.

"S.B. No. 2290, C.D. 1, requires government and businesses that possess personal information of Hawaii residents and experience a security breach to notify people affected by the breach.

"S.B. No. 2292, C.D. 1, requires businesses and government agencies that dispose of documents and other records containing personal information of Hawaii residents to destroy the records to protect against unauthorized access to or use of the information.

"S.B. No. 2293, C.D. 1, prohibits businesses and government agencies, subject to limited exceptions, from disclosing an individual's social security number to the general public, printing the number on an identification card or in mailings to customers, or requiring the transmission of the number to third parties.

"In addition, S.B. No. 2290, S.B. No. 2292, and S.B. No. 2293 establish similar penalty provisions to allow the Attorney General or the Office of Consumer Protection to bring a cause of action against any business that violates any provision of this measure, and to seek a penalty of not more than \$2,500 for each violation; allow a private cause of action for the sum equal to the actual damages sustained by the injured party; allow the court to award reasonable attorneys' fees to the prevailing party, and clarify that both penalty actions cannot be brought against a government agency. They also set similar reporting standards for government agencies to submit a written report to the Legislature unless the report will impede a criminal investigation.

"H.B. No. 1871, C.D. 1; allows consumers who are victims of identity theft to place a security freeze on their credit reports, which will prohibit a consumer reporting agency from releasing any information to unauthorized parties without the consumer's express authorization and will provide consumers more control over who has access to their credit report. Penalties are comparable to those of S.B. No. 2290, S.B. No. 2292, and S.B. No. 2293: to allow up to \$2,500 in penalties for each violation

of the new chapter and authorize the Attorney General or the Office of Consumer Protection to bring actions; allow injured parties to bring actions against violators for actual damages caused by the violation; allow reasonable attorneys' fees for prevailing parties in actions for damages; and provides that the penalties are cumulative to the remedies or penalties available under all other State laws.

"H.B. No. 2535, S.D. 2, amends current Hawaii law for offense of use of a computer in the commission of a separate crime to include use of a computer to obtain control over the property of the victim or to facilitate commission of the offense of theft in the first or second degrees.

"H.B. No. 3244, C.D. 1, makes changes to the task force working on identity theft issues by changing the name to the Identity Theft Task Force, adding additional members, expanding its responsibilities, and extending its life until December 31, 2007. The bill appropriates \$50,000 to the Auditor to staff the work of the task force, and \$50,000 to the Attorney General to compile a uniform identity theft complaint tracking system.

"Many people have worked on bringing these bills to today's vote, particularly the members of the Task Force. It has truly been a public-private sector collaboration. While we have much work left to do, these bills provide both a strong foundation in the State's fight against identity theft; and valuable resources that Hawaii residents can use to protect themselves from financial harm if their financial or personal information is compromised."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 115-06 was adopted and S.B. No. 2293, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SECURITY NUMBER PROTECTION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

FINAL READING

MATTERS DEFERRED FROM FRIDAY, APRIL 28, 2006

S.B. No. 2913, S.D. 1, H.D. 1:

Senator English moved that S.B. No. 2913, S.D. 1, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Slom rose to speak in opposition as follows:

"Mr. President, I rise in opposition to this bill.

"This bill could properly be called a union expansion jobs bill. What it does is require that 50 percent or more of the jobs on these projects be given to only licensed electrical and plumbing contractors. What it's going to do is increase the cost of the project. It doesn't make the project any better, any safer, and it's definitely going to harm consumers. Thank you."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2913, S.D. 1, and S.B. No. 2913, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen). Excused, 1 (Menor).

S.B. No. 3066, S.D. 1, H.D. 1:

Senator Espero moved that S.B. No. 3066, S.D. 1, H.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Slom rose in opposition and stated:

"Mr. President, I rise in opposition to this bill.

"It's very interesting. This bill will allow a 50 percent increase in the interest rates charged by Hawaii banks and financial institutions. The arguments that were advanced earlier about this bill is by the architect of the gasoline cap, as a matter of fact, was that if we don't do this, the banks will suffer; they will be noncompetitive; they may close down; they may leave the State because they won't be able to charge the going rate.

"What this bill does is increase that going rate of 50 percent to 24 percent and it allows the local banks to compete with others because what federal law says is that you must use the interest rate in your particular jurisdiction. I would be all for this bill if it removed the caps altogether, but it doesn't. It does so selectively and again it's going to cost consumers of Hawaii more money. Thank you."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 3066, S.D. 1, and S.B. No. 3066, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEREST AND USURY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 6 (Chun Oakland, Hemmings, Hogue, Hooser, Slom, Trimble). Excused, 1 (Menor).

Conf. Com. Rep. No. 12-06 (S.B. No. 427, S.D. 1, H.D. 1, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 12-06 be adopted and S.B. No. 427, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Whalen rose in opposition to the measure and said:

"Mr. President, I rise in opposition.

"We had a bill very similar to this a number of years ago when then Governor Cayetano vetoed it echoing many of the concerns that we had, but they're very practical reasons. With a lot of carpooling and things that go on, especially on the neighbor islands where we don't have public transportation, we're going to be sending our kids to school with their lunch box, their school books, and a backpack and now they've got to strap on their booster seat because someone else might be taking them home that day or for smaller schools when they go out on field trips and things like that. No one would argue that there's not a safer situation, but at some point, just like the fact that we don't outlaw grease in our hamburgers because it's just impractical, this is just extremely impractical for a large family or families that carpool together, different families carrying other the kids around, to have to keep shifting around these booster seats all the time. We're strapping them in, strapping them out, moving the seats in and out of cars and kids taking them to school.

"We should vote 'no' because of our consideration for the moms and dads and the families that are working together and how difficult it will make life for them. Thank you."

Senator Trimble rose to speak in opposition to the measure and said:

"Mr. President, I rise in opposition to this measure.

"The second reason you should consider voting 'no' is that it's unworkable. It looks at age and size. Quite frankly, age shouldn't matter. What does make sense is size. Unfortunately, when you look at the height requirement, I think it was 4-9. The reason, I guess, you limit it to those that are eight years old or less is because maybe your grandmother or aunty might be extremely upset if she had to be driven around in a booster seat. (Laughter.)

"So, you know, let's think about what we're trying to do. It's not about age. Safety, in this case in automobile accidents, is about size, but we're not doing it. We're discriminating on the basis of age and that is not a good basis for law. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 12-06 was adopted and S.B. No. 427, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PASSENGER SAFETY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 6 (Hemmings, Hogue, Kim, Slom, Trimble, Whalen). Excused, 1 (Menor).

FINAL READING

Conf. Com. Rep. No. 22-06 (S.B. No. 2430, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Ige, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 22-06 was adopted and S.B. No. 2430, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 29-06 (S.B. No. 2298, S.D. 1, H.D. 1, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 29-06 be adopted and S.B. No. 2298, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Espero.

Senator Slom rose to speak in opposition to the measure as follows:

"Mr. President, I rise in opposition to this bill.

"Wow, this is quite a bill. It penalizes any electrician or plumber who advertises who does not have a license. The penalty is \$1,000 or 40 percent of the total contract price, whichever is greater, for each day that any such ad would run. That seems pretty sobering.

"In addition, however, it adds aiding or abetting as a violation of the chapter, and what that does is to penalize someone for being associated, however tenuously, with someone who is unlicensed and who violates it. This violates

the legal principle that actual wrongdoers should be punished and not innocent bystanders. No provision in here is exculpatory for associated people such as realtors or property managers who may unknowingly or unwittingly hire someone that is unlicensed. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 29-06 was adopted and S.B. No. 2298, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 448E, HAWAII REVISED STATUTES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hogue, Slom, Trimble, Whalen). Excused, 1 (Menor).

Conf. Com. Rep. No. 49-06 (S.B. No. 2260, S.D. 1, H.D. 1, C.D. 1):

Senator Hanabusa moved that Conf. Com. Rep. No. 49-06 be adopted and S.B. No. 2260, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Whalen.

Senator Hemmings rose in support of the measure as follows:

"Mr. President, I rise to speak in favor of this legislation.

"Mr. President, in doing so I want to briefly tell our colleagues that this is a huge victory for the law-abiding people of Hawaii, and I want to heap particular praise upon the Chairman of the Judiciary Committee, the good Senator from Waianae, for her leadership on this effort.

"As we all know, when this bill left the Senate it was a strong measure that was going to put three-time repeat felon convicted perpetrators behind bars for a mandatory sentencing. It got to the House and it was pretty much neutered or castrated. It would allow defendants or their attorneys to impose a mitigated sentence upon request to the judges, and of course we have judges that say, oh my gosh, yes, you are a poor criminal that had a bad upbringing or whatever the excuse may be and there would be no mandatory sentence.

"Under the leadership of the good Senator from Waianae, the Conference Committee amended the bill and put back into it the mandatory aspects of it. So, I think there should be praise where praise is due and I wish to congratulate her on her leadership on this issue. Thank you, Mr. President."

Senator Hanabusa rose to speak in support and stated:

"Mr. President, I rise in support of S.B. No. 2260, C.D. 1.

"Mr. President, I'd like to thank, of course, the good Senator from Maunawili for his nice comments. However, I've always felt that this bill was misnamed by people who called it the three strikes bill. It really is special sentencing for habitual violent felons.

"When this bill originally came to us, it was 33 pages long. It not only contained the enhanced sentence of the 30 years mandatory, it also contained a whole bunch of other provisions regarding increasing sentences as well as when repeat offenders would be counted twice and so forth. The Senate position was that we decided the most critical part of this and what the people of this State wanted us to address was the issue of the habitual violent felons.

"As this measure moved out from the Senate into the House and into Conference, what changes were made were that we

began to look seriously at the various categories that were listed, and there were, by the way, only eight. They have to be three separate offenses – three separate. Unlike California and other places, these are specific major violent felonies which have to be done three separate times before this mandatory minimum would kick in. Out of Conference there were further changes made – for example, carrying of a firearm, which was originally part of it, was dropped, as well as the promotion of sex abuse was also dropped, and what we have are the remaining categories.

“The one category that was added back in, with a caveat that it could not in and of itself on three separate occasions count for the mandatory minimum, was burglary in the first degree. Mr. President, I know that my colleagues have received a lot of e-mails and criticisms about the concept of burglary, and I think it’s time that we understand why burglary in the first degree was included. For most people, when they are faced with crime, the crime that they have to deal with is burglary. And especially for the elderly, when they are hit by a burglar in their home, it is the closest that they feel to an actual physical invasion of their space. I happened to be talking to someone about this one day, and she, a very liberal Democrat, said that ‘til today, when she thinks about being burglarized 15 years ago, she breaks into a cold sweat. She explained to me that it was akin to being raped. She said it was like the closest she could imagine because her personal private space had been invaded.

“We could not, the Conferees, Mr. President, could not accept three separate burglary in the first degree counts to add up to the mandatory minimum. So what we said was, all three could not be – you could have two or you could have one, but all three could not be burglary to get this mandatory minimum sentence.

“There are issues also in this bill. This bill sunsets in the year 2011, and in the meantime we are going to get data. It’s mandatory for the judiciary to give us data on the number of defendants sentenced under this Act and the number of people who were not only sentenced but where they fell in terms of the various categories. In addition to that, public safety is mandated to do the sentencing simulation model which they haven’t done since the year 2000. These are all to address the concerns about what’s the cost. You hear a lot about cost, but no one knows because no one has kept this data. But with this, we will know.

“It is estimated by the Attorney General’s Office that we may have, at best, 200 people who may fall into this category right now. But the 200 people, think about it, have committed violent offenses – violent offenses in the nature of murder, manslaughter, assault, kidnapping, sexual assault in the first degree, continuous sexual assault of a minor under the age of 14, robbery, and, of course, burglary just to name a few.

“This is what this bill is about, Mr. President – it’s about putting away those habitual violent felons. And we are making the statement that if they fit into these categories, they are exactly that – they are habitual violent felons.

“Mr. President, I ask that you and my colleagues support this measure because it sends a very clear message as to the fact that Hawaii is taking a position on these offenses and both the paroling authority and the courts are now required to ensure that there is a minimum jail term for these offenders. Thank you.”

Senator Sakamoto rose in opposition to the measure and stated:

“Mr. President, I rise in opposition to this measure.

“I thank the Judiciary Chair for considering issues like burglary and perhaps sentencing models and needing more data and sunseting the measure, but I don’t believe it’s right even if perhaps they consider ‘three burglaries not being appropriate.’ I think that’s an improvement, but sadly, drugs are a problem. Our neighbors, our relatives, some of them will get caught in drugs, perhaps get caught in mandatory minimum sentencing, perhaps 30 years, but I believe many people can redeem themselves and 30 years in the slammer doesn’t really allow people to go and get their life back together. I’m not talking about people who are really on the other end of this spectrum, but I don’t believe this gives people a chance, those who can recover, to get rehabilitated and be a productive person in our society.”

Senator Hooser rose to speak in opposition as follows:

“Mr. President, I rise in opposition to this bill.

“I don’t have a real fancy speech laid out, but I do have some remarks I’d like to speak about. If it truly was for just habitual violent felons, I might feel a little bit different, but I’m not sure about that. Quite frankly, it’s the burglary part that bothers me.

“My mother’s and father’s house was burglarized a couple of months ago in Georgia, and like the Chair of the Judiciary Committee mentioned, they felt extremely violated. They felt very badly and they’re in their mid-seventies. But I believe if you would ask my mother today whether she felt that skinny, drug-addicted young man deserved to go to prison for 30 years for that act, I think she would say no, and I’m going to ask her after this as soon as I can to confirm that.

“I’m concerned about crime just like everybody else is. We obviously have a criminal problem, but doing more of the same I don’t believe is going to solve the problem. On principle and policy, I just cannot support this. I think people are different, all crimes are different, all situations are different, and we need a certain amount of discretion from the judges. What we’re doing now is clearly not working, and doing more of it, I don’t believe will work either.

“We have over 6,200 people in our state behind bars – 39 percent Native Hawaiian, mostly poor. We pay \$40,000 per inmate per year – \$40,000. We pay \$10,000 or so, plus or minus, to educate our children. We pay \$40,000 for our inmates. I don’t hear anybody on this Floor complaining that they want results from that \$40,000 – how come we don’t get results; we keep spending all this money. We beat up on the schools; we beat up on our kids; no one’s demanding accountability from the prison system. Forty-thousand dollars, we want to spend more of that money – 40,000.

“In mandatory sentencing, 30 years means almost automatic appeals, long court cases, far more expensive trials. We need new approaches to the problem of crime, and mandatory sentencing in the form of three strikes laws is simply representative, in my opinion, of the same old strategies.

“Three strikes is simply a repackaging of past and present attempts to deter crime. States that have had habitual offender laws and recidivist statutes for years. We already have laws on the books that impose stiff penalties up to and including life sentences.

“Yes, punishing a repeat offender more severely than a first-time offender is hard not to support, but mandatory three strike laws, in my opinion and from the research I’ve been able to locate, do not deter crime. Most repeat offenders do not consider the penalties they face before they commit the crime.

This legislation has the potential to backfire and clearly lead to an increase in violence against police as those offenders consider that third strike and consider 30 years mandatory sentencing. They're more likely to resist arrest, kill witnesses, and unfortunately, it may very well lead to more, not less, loss of life. This will also result in an increase on the judicial system and an increase in the cost of imprisonment – \$40,000 again, per inmate.

"I understand the sponsors of the bill believe its implementation will protect our society from the most dangerous of felons, but I am concerned that the legislation encompasses a broad range of criminal conduct, perhaps too broad. Even though it doesn't take three burglaries, the bottom line is one burglary can send one person to jail for 30 years. That's really what it amounts to. If it's the third strike, one burglary can send someone to prison for 30 years, whether that's breaking into an empty house or otherwise.

"Punishment should fit the crime. The 8th Amendment to the Bill of Rights set forth the principle of proportionality – the idea that excessive bail should not be required, nor excessive fines imposed, nor cruel and unusual punishments inflicted. Mandatory sentencing, the three strikes bill, in my opinion, is excessive.

"This legislation is too closely based on the mistaken belief that focusing on an offender after the crime has been committed will lead to a reduction in the crime rate. I have yet to see the evidence showing this linkage.

"Today, again, we have 6,213 men and women behind bars, over 1,800 of Hawaii's inmates are serving time out-of-state. In my opinion, this will not deter crime. It will cost the state more money. Only when we act to seriously address the conditions that lead so many of our young people to crime and violence, will we then get a reduction in crime.

"Instead of spending \$40,000 per inmate to incarcerate, when we start investing in our communities and after-school programs and drug prevention and treatment programs and work seriously to improve the social economic security of our citizens, only then will we be able to realize a safer and more secure society. There aren't enough prison cells in the state to lock everybody up.

"I believe this legislation lacks fiscal prudence and certainly lacks justice and will do little to better public safety. For all these reasons, I will be voting in opposition to this bill. Thank you, Mr. President."

Senator Espero rose in support and said:

"Mr. President, I'd like to rise in support of this measure.

"Mr. President, people in Hawaii are tired of habitual criminals. Plain and simple – we're tired of people who are getting light sentences or getting off for parole, or whatever the case may be, probation.

"This measure will also eliminate those situations where too often you hear 20 arrests, 10 convictions; 30 arrests, 15 convictions; and yet after a few years these people are out in the community. If this measure will put some of these habitual violent criminals behind bars, this is what the people of Hawaii want. Thank you, Mr. President."

Senator Kanno rose in opposition and stated:

"Mr. President, I rise to speak in opposition to the measure.

"I think there are a number of concerns about the bill and one I'd like to raise is the ability of our prison system to manage the current population that they're responsible for. I was recently trying to get the figures about the difficulty in implementing the programs that should be in place in the prisons and the response was that on any given week, programming, which could mean anything from classes to treatment, in prison is cancelled on average something in the order of five of those days because of the situation with the guards. In a given month, with visit days being on Saturdays and Sundays, on an average month there may be 10 possible weekend visit days. The estimate was that an inmate could expect visitors on maybe three of those days with 70 percent of visit days cancelled because of the situation in our prisons.

"I think it's a shared responsibility between the Legislature and the administration in regards to adequately providing programs and prison space for the inmates that are already there not to be compounded by what's being added in this measure. Thank you, Mr. President."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 49-06 was adopted and S.B. No. 2260, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 4 (Hooser, Ihara, Kanno, Sakamoto). Excused, 2 (Hee, Taniguchi).

FINAL READING

MATTERS DEFERRED FROM FRIDAY, APRIL 28, 2006

Conf. Com. Rep. No. 56-06 (H.B. No. 1861, S.D. 1, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 56-06 be adopted and H.B. No. 1861, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Chun Oakland.

Senator Hogue rose to speak against the measure and said:

"Mr. President and colleagues, I rise to urge a 'no' vote from all of you.

"This is a measure that will repeal the requirement that the superintendent of education provide to the board of education an annual report of the principal transactions within the DOE. We heard about a bunch of numbers talked about previously, and you'll remember over the years, sometimes we've had problems deciphering exactly what the numbers are and having an annual report stresses accountability for those specific numbers.

"Now, I've had concerns about this bill as it moved forward in the process and I know that the Chair of Education also had concerns about it and asked for some clarification. Well, that all lead up to this – there was a letter that came down from the policy office and I'll read it for you, it says 'The Governor's Policy Office has met with the Department of Education for clarification on the principal transactions report required. According to the Department of Education, it has been providing these reports to the Board of Education at every regular board meeting over the last 10 years. However, it had not provided such reports to the Legislature or the Governor. During our meeting with the Department of Education, they made an assurance that in the future, principal transaction reports would be given to the Governor at the same frequency that they are provided to the Board of Education. Given the

assurance by the Department of Education to provide principal transaction reports to the Governor, we are in approval with the repeal of this particular measure as noted above,' and then listen to this comment, 'with the reservation that the Department of Education fulfill its assurance to file the report.' And therein lies the rub – it's not going to be in statutes. It won't be there. We will not have them statutorily accountable.

"Annual reports do a number of things. Early in my life, I was a CPA and I recognized how important annual reports are because they summarize all of the numbers that come forward. If you give monthly reports all the time, things change and an annual report is a strong number. You have to be accountable for that particular number. So, it summarizes, it amends, it finalizes and – this is probably the most important thing that an annual report does – it gives a proper measuring stick to prior years. Now all we're going to do is have a bunch of monthly reports, which aren't going to mean something because we don't have this statutorily viable annual report that we can measure on every single year.

"So for those reasons, I recommend that you vote 'no' on this particular measure and make the Department of Education accountable on an annual basis. How many times do we get reports that just get filed? An annual report has meaning. So, please vote 'no' on this particular measure. Thank you so much."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 56-06 was adopted and H.B. No. 1861, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Fukunaga, Hemmings, Hogue, Slom, Trimble).

Conf. Com. Rep. No. 57-06 (H.B. No. 862, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Inouye, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 57-06 was adopted and H.B. No. 862, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC OFFENSES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 58-06 (H.B. No. 2422, H.D. 1, S.D. 2, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 58-06 be adopted and H.B. No. 2422, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

At 3:28 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:32 o'clock p.m.

By unanimous consent, action on Conf. Com. Rep. No. 58-06 and H.B. No. 2422, H.D. 1, S.D. 2, C.D. 1, was deferred to the end of the calendar.

Conf. Com. Rep. No. 59-06 (H.B. No. 386, H.D. 1, S.D. 1, C.D. 1):

Senator Hanabusa moved that Conf. Com. Rep. No. 59-06 be adopted and H.B. No. 386, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hee.

Senator Trimble rose to speak in opposition to the measure and said:

"Mr. President, I rise in opposition to H.B. No. 386. Interesting bill, and it deserves no less attention than what we gave to the gas cap a couple of hours ago. (Laughter.)

"If you look at the history of this bill, it's very simple. Very few things generate as much heartache or heartburn as the thought of serving on jury duty. We all accept that it's a responsibility. If you look at this, it deals with the number of exemptions, who's excluded. If you look at the original House draft, they took out also all the exclusions and left only two in. And then when it was heard in the House, they amended it and they added a few more exclusions in. When it got to the Senate, they added a few more exclusions in. When they got to Conference Committee, they added a few more exclusions in.

"If you look at the current list of exclusions, you'll be hard pressed to say that it is better than the original law that we currently have in statute. In fact it is worse, and let me tell you why. On April 11th I stood up and I opposed the measure because elected officials were no longer excluded, and I said, colleagues, the reason why we're excluded is not because we're special people, the reason why we are – and yes, I accept that we have a responsibility to represent our constituents – the reason why we are excluded is because our constituents have a right that their elected representative will not be fettered or otherwise occupied with other duties. They have the right to this representation.

"You know, it's amazing. The Conference Committee appears to have heard me and in the conference draft they said that elected officials will not have to serve on jury duty whenever the Legislature is in Session, as if the only elected people we have in the State of Hawaii is in the Legislature. I would posit to you, I would suggest to you that the people do not want Governor Lingle serving on a jury duty when she is supposed to be acting as Governor of the State. I would suggest to you that the people do not want Peter Carlisle serving on a jury when he's supposed to be putting lawbreakers in jail.

"Now, I realize that your vote on this issue will not make the headlines in the Advertiser tomorrow, but please consider at least referring it back to Committee, because why should we be passing law that we know is defective. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 59-06 was adopted and H.B. No. 386, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

FINAL READING

Conf. Com. Rep. No. 60-06 (H.B. No. 2199, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Inouye, seconded by Senator English and carried, Conf. Com. Rep. No. 60-06 was adopted and H.B. No. 2199, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL TRADE AGREEMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Trimble).

Conf. Com. Rep. No. 64-06 (H.B. No. 2343, H.D. 1, S.D. 2, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 64-06 be adopted and H.B. No. 2343, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Trimble rose to speak in opposition to the measure as follows:

“Mr. President, I rise in opposition to H.B. No. 2343.

“A crime is a crime, is a crime, is a crime. I’m certainly not soft on crime, and I would at least like the Senator from Kauai to remember the words that he uttered earlier today before he votes on this issue. I believe the Senator from Kauai suggested that people do not consider the consequences necessarily of their action before they commit a crime. And certainly, the things that happened in New Orleans were shocking, but we are not New Orleans.

“When we have a natural disaster, our community has always pulled together, and the best way to ensure that that is the way our citizens continue to behave is to treat our citizens like the responsible people they are. If you’re afraid that rioting and looting will break out, then I suggest that the reasonable alternative is to have a concealed carry bill. The reasonable alternative is to empower the shooting of rioters, but let’s not differentiate and say, under these set of circumstances, it’s so much worse because the people you’re trying to influence don’t even listen to us.

“So, if you can’t vote ‘no,’ at least go WR on this issue. (Laughter.) Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 64-06 was adopted and H.B. No. 2343, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE PENAL CODE,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Conf. Com. Rep. No. 75-06 (H.B. No. 2145, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Kim, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 75-06 was adopted and H.B. No. 2145, H.D. 2, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURAL TOURISM,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Hooser).

Conf. Com. Rep. No. 82-06 (H.B. No. 3242, S.D. 1, C.D. 1):

Senator Hanabusa moved that Conf. Com. Rep. No. 82-06 be adopted and H.B. No. 3242, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Chun Oakland.

Senator Trimble rose to speak in opposition as follows:

“Mr. President, I rise in opposition to H.B. No. 3242.

“This bill makes it a crime for minors to consume alcohol. Do I think that minors should consume alcohol? Probably not.

Should we criminalize it? I don’t think that we should be criminalizing the behavior of the majority of a particular class of people. They’re old enough to get an abortion. They’re old enough to die in Afghanistan in service of their country, but they’re not old enough to have a glass of red wine with their family at Thanksgiving until they’re 21.

“We can pass law, but what we need to do is to teach our young people responsibility, and we don’t teach them to behave responsibly by suddenly saying don’t do this, don’t do this until that magic day of being 21 arrives. When you do this, the type of behavior you’re going to get is increased binge drinking. They will not have learned to be responsible as they grow up.

“So again, I will be voting ‘no’ and please vote your conscience. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 82-06 was adopted and H.B. No. 3242, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Trimble).

Conf. Com. Rep. No. 83-06 (H.B. No. 2410, H.D. 1, S.D. 2, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 83-06 be adopted and H.B. No. 2410, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Slom rose in opposition and stated:

“Mr. President, I rise in opposition to this bill.

“We continue to expand the list of controlled substances while we fought and lost the so-called war on ice. The latest edition is eszopiclone, which goes by the commercial name of Lunesta, which I think we all see about a hundred times a night on television, which is a sleep agent and that’s the purpose of it. I think we diminish our seriousness of drug addiction and drug eradication when we keep making this list larger and larger and we keep people from being able to get over-the-counter medications that they need. Thank you.”

Senator Baker rose to speak in support of the measure and said:

“Mr. President, I rise in support of this measure.

“I would just note for the record that this is an administration bill. It is a bill that conforms our statute on controlled substances to federal law. The section regarding pseudoephedrine goes into effect after the federal law goes into effect on September 30. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 83-06 was adopted and H.B. No. 2410, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Conf. Com. Rep. No. 88-06 (H.B. No. 2708, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Inouye, seconded by Senator Ige and carried, Conf. Com. Rep. No. 88-06 was adopted and H.B. No. 2708, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADVERTISING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Trimble).

Conf. Com. Rep. No. 89-06 (H.B. No. 1968, H.D. 1, S.D. 1, C.D. 1):

Senator Menor moved that Conf. Com. Rep. No. 89-06 be adopted and H.B. No. 1968, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Espero.

Senator Trimble rose in opposition to the measure and said:

"Mr. President, I rise in opposition to this measure.

"I'm not really in opposition of a law that would permit distribution of wine by mail or other means. If you read the bill carefully, the language is very convoluted. In fact, it is so bad that I think it goes to the extent of being in violation of the interstate commerce clause of the US Constitution.

"The intention is good; the language is terrible. I'll be voting against it because of the language. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 89-06 was adopted and H.B. No. 1968, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Conf. Com. Rep. No. 105-06 (S.B. No. 2929, H.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 105-06 was adopted and S.B. No. 2929, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Conf. Com. Rep. No. 109-06 (S.B. No. 2922, S.D. 1, H.D. 1, C.D. 1):

Senator Hanabusa moved that Conf. Com. Rep. No. 109-06 be adopted and S.B. No. 2922, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hee.

Senator Ihara rose to speak in opposition to the measure and said:

"Mr. President, I rise in opposition to S.B. No. 2922.

"Mr. President, this bill contains several good administrative and housekeeping provisions, and I support all of these sections of the bill. However, this bill does one thing that is so radical that I must oppose the entire bill at this time.

"If we pass S.B. No. 2922, it would repeal the current law that limits corporations from making more than \$1,000 in campaign contributions in any election period. Federal law

provides for a complete ban on corporate donations to congressional candidates, but Hawaii law allows corporations to allocate no more than \$1,000 among candidates and political action committees. Without the \$1,000 corporate contribution limit, a single corporation could instead donate over \$1,000 to dozens of candidates all within the per candidate contribution limits of \$2,000; \$4,000; and \$6,000 that's currently on the books.

"S.B. No. 2922 would provide a 10,000 percent increase in the aggregate corporate contribution amount – this is from \$1,000 to well over \$100,000 in the aggregate. I believe this change in the law is too drastic and I cannot support it. Instead of decreasing the influence of money in the legislative process, this bill will greatly enhance corporate influence in election campaigns and the legislative process.

"I want to address a technical twist on this issue. It was the Legislature's adoption of H.B. No. 1714, C.D. 1, last Session, which became Act 203, that resulted in the \$1,000 aggregate cap on corporate donations. Many would say that this was done in error, and perhaps so. And perhaps the Campaign Spending Commission's opinion on this matter was incorrect as well, but those who have long sought to reduce corporate and lobbyist influence at the Legislature were very pleased with Act 203 – error or no error, incorrect interpretation or not.

"The fact still remains that from the start of this year 2006, corporations have not been able to spend over \$1,000 in campaign donations among the many good Legislators up for election this year and in the future. If this bill passes, it would not only take effect immediately, but it would reach back to January 1 and have all corporate contributions not count toward any aggregate limit. It's as if no corporate limit had ever existed.

"I believe the voting public has a cynical view of the Legislature. Many often wonder in whose interest we sometimes act. A majority of Legislators usually hold campaign fundraisers during the Legislative Session in the very same period that decisions are made on bills. Imagine watching a debate with judges who are expected to be fair and objective, but these judges ask the debate teams for money for their campaign war chest during the competition while the competition is being held. When this happens, no one should be surprised that the audience and the participants would lose faith and confidence in the ability of the judges to be fair.

"The state gifts law prohibits Legislators from soliciting and accepting gifts if it can be reasonably inferred that the gift was meant to influence official actions of the Legislator. But ironically, gifts to Legislator's campaign funds are legal in Hawaii. When Legislators solicit campaign donations from lobbyists while Legislators are deciding the life and death of these lobbyists' bills, the viewing public has cause to become disdainful.

"I've said enough. Let's just vote this bill down. Thank you."

Senator Hanabusa rose in support of the measure as follows:

"Mr. President, I rise in support of S.B. No. 2922, C.D. 1.

"Mr. President, the original version of S.B. No. 2922 was my bill, and the reason that bill was drafted was to make two changes to the law – changes that, one, we believe was inadvertent, and the second turned out to be just misinterpreted by the Campaign Spending Commission.

"Let me deal with the simpler one. Section 10 of the C.D. 1 adds back in the prosecutor for matching funds. They were somehow inadvertently taken out, and I believe it was because last Session we were dealing with the possibility of using them as the test group for the, quote, 'clean elections bill.' That's why they were taken out, and due to an oversight we forgot to put them back in. That was one provision.

"The second provision was to clarify the issue of corporate donations. Mr. President, when we had this go through the Senate Judiciary Committee, it became very clear that everyone that was there, I believe, including the attorney general, said that it was not the intent of the Legislature to take out or to ban corporate contributions. One of the concerns that the attorney general expressed last year and again reiterated this year is the fact that we do not ban unions, and if we don't ban unions and we ban corporations, that may lead to some kind of constitutional issue.

"Notwithstanding all of that, the problem is that when we did this bill last year, it was not intended to ban corporations and we expected that corporations would be able to give as much as any individual would. What has happened in the meantime is that we have a new director of the Campaign Spending who wasn't here last year as the bill went through and they have developed sort of a circuitous argument, and it's kind of a strange argument but bear with me because you can see where the problem arises. The Campaign Spending Commission says, and in different parts of the law we say if a corporation gives more than \$1,000, whether to one person or a whole bunch of people, in any election cycle, they must then create a political action non-candidate committee. That's step one. Then in another provision of the law we say that no one can give more than \$1,000 to a non-candidate committee vs. candidate's committee. So, reading these two sections together, the Campaign Spending Commission then concluded that no corporation can give more than \$1,000 in an election cycle to anybody – \$1,000 is it.

"That wasn't the intent of our bill last year. If that was the intent, there would be no argument, but that was not the intent. So, when I introduced S.B. No. 2922, it was to clarify that. If this Legislature or the Legislature decided to change that, then that's fine, but that was not what was intended in last year's bill. That is the provision that has raised the most concern.

"I understand that there are people who want to see a ban on corporate contributions who also want to see a ban on labor union contributions. I can honestly say I've introduced bills to that effect over the years, but it has not been the sense of this Legislature to ban labor unions or corporations. And to now say that this bill somehow is misleading the public, is absolutely wrong. This bill clarifies a mistake that we inadvertently made last year and that's really the only provision at issue. No one doubts the fact that we made a mistake on the prosecutor. We made a mistake in how we worded it.

"What you find in terms of the language in S.B. No. 2922 as to the corporations is language that we drafted with the attorney general's assistance. The so-called retroactive aspect of it, which makes this provision retro to January 1, 2006, is a request from the Campaign Spending Commission. They said if we are going to do this and clarify our position, or as we say clarify our position, then they wanted us to go back so that there would be no gap. So corporations that may or may not have given money during this period of time would not be caught in a 'catch 22' by saying wait a minute, we thought we could give, but we gave, and therefore we're in violation of the law. So, the Campaign Spending Commission specifically requested that we make that section retroactive and that's what this is.

"Mr. President, this is a housekeeping measure and I ask that everyone support it.

"We also do have in the United States Supreme Court a Vermont case, which is supposed to clarify campaign spending and that was one of the reasons why we decided this Session to wait and see what the United States Supreme Court says and we can move on from there. But never was it intended, in my recollection as the Chair of Judiciary over these years, that corporate giving was somehow going to be stopped or limited to \$1,000 by what we did last year. Thank you, Mr. President."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 109-06 was adopted and S.B. No. 2922, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 6 (Hemmings, Hogue, Hooser, Ihara, Slom, Trimble). Excused, 1 (Tsutsui).

Conf. Com. Rep. No. 114-06 (S.B. No. 2292, S.D. 2, H.D. 1, C.D. 1):

Senator Menor moved that Conf. Com. Rep. No. 114-06 be adopted and S.B. No. 2292, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Fukunaga.

Senator Slom rose to speak in opposition to the measure as follows:

"Mr. President, I rise in opposition to this bill.

"I certainly think that we need more protection and more diligence in the destruction of personal records by both business and government, but I'm a little concerned of the way that this bill is drafted. It is vague in definitions. It's vague in punishment, and I seem to see a problem with businesses, particularly small businesses, that could be harshly penalized for the vacancy and what kinds of records and in what way the records must be completely destroyed. It also creates an additional and new cause of action for people against businesses. Thank you."

Senator Fukunaga rose in support of the measure and stated:

"Mr. President, I rise to speak in support of S.B. No. 2292.

"In responding to the prior speaker's comments, I would point out that, during the Conference discussions on these measures, the penalties were modified substantially. The penalties that would be in place for violation of the chapter would not exceed a threshold amount of \$2,500 per violation.

"These amendments were agreed to by many of the small business representatives who participated in the discussions. For these reasons, I urge my colleagues to vote in support of this measure."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 114-06 was adopted and S.B. No. 2292, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DESTRUCTION OF PERSONAL INFORMATION RECORDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Tsutsui).

FINAL READING

**MATTERS DEFERRED FROM
FRIDAY, APRIL 28, 2006**

S.B. No. 785, S.D. 2, H.D. 2:

On motion by Senator Fukunaga, seconded by Senator Hanabusa and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 785, S.D. 2, and S.B. No. 785, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2704, S.D. 2, H.D. 1:

On motion by Senator Sakamoto, seconded by Senator Taniguchi and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2704, S.D. 2, and S.B. No. 2704, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

FINAL READING

**MATTERS DEFERRED FROM
FRIDAY, APRIL 21, 2006**

Conf. Com. Rep. No. 1-06 (S.B. No. 2479, H.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 1-06 was adopted and S.B. No. 2479, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 3-06 (S.B. No. 2246, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, Conf. Com. Rep. No. 3-06 was adopted and S.B. No. 2246, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO SEXUAL ASSAULT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

FINAL READING

**MATTER DEFERRED FROM
FRIDAY, APRIL 28, 2006**

Conf. Com. Rep. No. 16-06 (S.B. No. 2021, S.D. 2, H.D. 2, C.D. 1):

Senator Kanno moved that Conf. Com. Rep. No. 16-06 be adopted and S.B. No. 2021, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Tsutsui requested his remarks in support of the measure be inserted into the Journal, and the Chair having so ordered, Senator Tsutsui's remarks read as follows:

"Mr. President, I rise in support.

"Mr. President, Colleagues, this measure allows retirees who move outside of the coverage area of the EUTF to be reimbursed for the lesser of an amount equal to the amount of the personal health insurance policy or plan that they would qualify for as if they were to remain in Hawaii.

"This measure promotes flexibility and gives members a wide array of choices when sitting down to decide where they want to spend their retirement years. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 16-06 was adopted and S.B. No. 2021, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

FINAL READING

Conf. Com. Rep. No. 19-06 (S.B. No. 2600, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Hee and carried, Conf. Com. Rep. No. 19-06 was adopted and S.B. No. 2600, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC COURT RECORDS, DOCUMENTS, PROCESSES, AND CERTIFICATES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 21-06 (S.B. No. 3254, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 21-06 was adopted and S.B. No. 3254, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOME AND COMMUNITY-BASED SERVICES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 23-06 (S.B. No. 2227, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Fukunaga and carried, Conf. Com. Rep. No. 23-06 was adopted and S.B. No. 2227, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 28-06 (S.B. No. 3076, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator English and carried, Conf. Com. Rep. No. 28-06 was adopted and S.B. No. 3076, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL

FOR AN ACT RELATING TO COQUI FROGS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 30-06 (S.B. No. 3065, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Menor, seconded by Senator Baker and carried, Conf. Com. Rep. No. 30-06 was adopted and S.B. No. 3065, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ONE CALL CENTER ADVISORY COMMITTEE,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 31-06 (S.B. No. 743, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Menor, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 31-06 was adopted and S.B. No. 743, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 34-06 (S.B. No. 2188, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 34-06 was adopted and S.B. No. 2188, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO A COMMISSION ON FATHERHOOD,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 38-06 (S.B. No. 2360, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 38-06 was adopted and S.B. No. 2360, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GROUNDED VESSELS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 39-06 (S.B. No. 2485, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 39-06 was adopted and S.B. No. 2485, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 40-06 (S.B. No. 2487, H.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Inouye and carried, Conf. Com. Rep. No. 40-06 was adopted and S.B. No. 2487, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT

RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 46-06 (S.B. No. 2339, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 46-06 was adopted and S.B. No. 2339, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE EMERGENCY MEDICAL SERVICES SYSTEM BRANCH,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 47-06 (S.B. No. 2323, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 47-06 was adopted and S.B. No. 2323, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FEDERAL REVENUE MAXIMIZATION IN THE JUDICIARY,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 63-06 (H.B. No. 1809, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Inouye, seconded by Senator Ige and carried, Conf. Com. Rep. No. 63-06 was adopted and H.B. No. 1809, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER’S LICENSE,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 66-06 (H.B. No. 2974, S.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 66-06 was adopted and H.B. No. 2974, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 68-06 (H.B. No. 3217, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 68-06 was adopted and H.B. No. 3217, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO KUPUNA RECOGNITION DAY,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 69-06 (H.B. No. 2039, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 69-06 was adopted and H.B. No. 2039, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DECONTAMINATION OF ILLEGAL DRUG MANUFACTURING SITES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 70-06 (H.B. No. 2503, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Inouye, seconded by Senator Ige and carried, Conf. Com. Rep. No. 70-06 was adopted and H.B. No. 2503, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DERELICT VEHICLE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 73-06 (H.B. No. 2991, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Menor, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 73-06 was adopted and H.B. No. 2991, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 76-06 (H.B. No. 2848, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator English, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 76-06 was adopted and H.B. No. 2848, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 79-06 (H.B. No. 2271, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 79-06 was adopted and H.B. No. 2271, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NON-AGRICULTURAL PARK LANDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 87-06 (H.B. No. 2805, S.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Inouye and carried, Conf. Com. Rep. No. 87-06 was adopted and H.B. No. 2805, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 95-06 (H.B. No. 1021, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Menor, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 95-06 was adopted and H.B. No. 1021, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 96-06 (H.B. No. 2211, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kanno, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 96-06 was adopted and H.B. No. 2211, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEFINITIONS FOR WORKERS' COMPENSATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 99-06 (H.B. No. 2678, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Kanno, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 99-06 was adopted and H.B. No. 2678, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 104-06 (S.B. No. 2901, H.D. 1, C.D. 1):

On motion by Senator Inouye, seconded by Senator Ige and carried, Conf. Com. Rep. No. 104-06 was adopted and S.B. No. 2901, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY IMPACT FEES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 108-06 (S.B. No. 696, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 108-06 was adopted and S.B. No. 696, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD INFORMATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 116-06 (S.B. No. 2887, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Kanno and carried, Conf. Com. Rep. No. 116-06 was adopted and S.B. No. 2887, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 117-06 (S.B. No. 2090, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 117-06 was adopted and S.B. No. 2090, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 119-06 (S.B. No. 3000, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Menor, seconded by Senator Ige and carried, Conf. Com. Rep. No. 119-06 was adopted and S.B. No. 3000, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 120-06 (S.B. No. 2774, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Menor, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 120-06 was adopted and S.B. No. 2774, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 121-06 (S.B. No. 3111, S.D. 1, H.D. 1, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 121-06 be adopted and S.B. No. 3111, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Tsutsui requested his remarks in support of the measure be inserted into the Journal, and the Chair having so ordered, Senator Tsutsui's remarks read as follows:

"Mr. President, I rise in support.

"Congresswoman Mink became the first Asian-American woman to be elected to the Hawaii Territorial House, the first woman of color elected to the Congress, the first Asian-American elected to the U.S. House of Representatives and the first Asian-American woman to practice law in Hawaii.

"And as a father of two young girls, It is my hope that by honoring her legacy – we will continue in her drive to open the many doors that to this day remain either closed or obstructed to women and girls.

"Colleagues, Mink is celebrated as one of America's most important civil rights leaders, especially for co-authoring Title IX of the Educational Amendments of 1972, which led to expanded opportunities for women and girls in athletics and academics and to this day, preserves the rights of all genders.

In her honor, the Congress renamed the landmark legislation as the Patsy T. Mink Equal Opportunity in Education Act.

"For her contributions towards equal rights in the country, the Congress commissioned a likeness of her image to be forever placed in the halls of the U.S. Capitol building.

"Members, it is important to note that the U.S. Department of Education in a report titled, Title IX: 25 Years of Progress, wrote 'Even today as we acknowledge the many advances women have made in academics, employment and athletics, we still need to recognize some dismaying facts in our efforts to achieve equity. While sex discrimination is no longer routinely accepted in education and has been prohibited since Title IX became law, the incidences of sexual harassment and assault that are continually reported show that freedom from threats to learning still has not been achieved.'

"The report went on to state, 'Although women earn half of all college degrees, they are less likely than men to earn bachelor's degrees in computer science, engineering, physical sciences, or mathematics. At still higher levels of education, they account for only 17 percent of doctoral degrees in math and physical science, 14 percent of doctoral degrees in computer science and 7 percent of doctoral degrees in engineering. This gap takes on more significance still in the labor market where salaries are among the highest in mathematics/computer science and engineering – fields in which women are underrepresented. Without more equity in these fields at all levels, women will remain at the low end of positions and the pay scale in the information age.

"At the high school level, there are still about 24,000 more boys' varsity teams than girls' teams; in college, women receive only one-third of all athletic scholarships; and, overall operating expenditures for women's college sports programs grew only 89 percent, compared to 139 percent for men, representing only 23 percent of the total operating expenses.

"Even though women make up half of the labor market, not only are they underrepresented in jobs in scientific fields, but they are often paid less than men and despite women's large gains toward equal educational attainment and their accompanying gains in labor force participation, their earnings are only 80 percent of the earnings of their male counterparts with the same education – respectively, for graduates of four-year colleges.'

"A pioneer. A trailblazer. She was a very special daughter of Hawaii and with the state honoring her memory and service; we will continue to remind a nation of the importance of equality, peace and social justice. Further reminding Americans that regardless of gender, all Americans are entitled to equal access to quality education, to compete in athletics, and to work a job or profession for which they are qualified.

"I urge your support. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 121-06 was adopted and S.B. No. 3111, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO RECOGNIZE AND HONOR CONGRESSWOMAN PATSY T. MINK," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 122-06 (S.B. No. 2727, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Chun Oakland and carried, Conf. Com. Rep. No. 122-06 was adopted and S.B. No. 2727, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NEUROTRAUMA," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 123-06 (S.B. No. 439, H.D. 2, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Ihara and carried, Conf. Com. Rep. No. 123-06 was adopted and S.B. No. 439, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE FINES UNDER THE STATE ETHICS CODE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 124-06 (S.B. No. 467, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 124-06 was adopted and S.B. No. 467, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 125-06 (S.B. No. 1294, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 125-06 was adopted and S.B. No. 1294, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND TRUST REVENUES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 126-06 (S.B. No. 2898, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Inouye and carried, Conf. Com. Rep. No. 126-06 was adopted and S.B. No. 2898, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 128-06 (S.B. No. 3072, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Kanno, seconded by Senator Menor and carried, Conf. Com. Rep. No. 128-06 was adopted and S.B. No. 3072, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 129-06 (S.B. No. 2343, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Chun Oakland and carried, Conf. Com. Rep. No. 129-06 was adopted and S.B. No. 2343, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 130-06 (S.B. No. 2145, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator English, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 130-06 was adopted and S.B. No. 2145, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 133-06 (S.B. No. 486, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Ige and carried, Conf. Com. Rep. No. 133-06 was adopted and S.B. No. 486, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN AND YOUTH," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 134-06 (S.B. No. 3003, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Baker and carried, Conf. Com. Rep. No. 134-06 was adopted and S.B. No. 3003, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE PHARMACY ASSISTANCE PROGRAM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 135-06 (S.B. No. 3215, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 135-06 was adopted and S.B. No. 3215, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 136-06 (S.B. No. 3247, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 136-06 was adopted and S.B. No. 3247, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CARE HOMES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 137-06 (S.B. No. 3252, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Baker and carried, Conf. Com. Rep. No. 137-06 was adopted and S.B. No. 3252, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 139-06 (S.B. No. 3078, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Espero and carried, Conf. Com. Rep. No. 139-06 was adopted and S.B. No. 3078, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 141-06 (S.B. No. 845, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Inouye, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 141-06 was adopted and S.B. No. 845, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER LICENSING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 142-06 (S.B. No. 1899, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 142-06 was adopted and S.B. No. 1899, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 143-06 (S.B. No. 2984, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 143-06 was adopted and S.B. No. 2984, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE KIKALA-KEOKEA HOUSING REVOLVING FUND," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 145-06 (S.B. No. 2753, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 145-06 was adopted and S.B. No. 2753, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OPERATION AND MAINTENANCE OF THE EAST KAUAI IRRIGATION SYSTEM," having been read

throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 146-06 (S.B. No. 2486, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator English and carried, Conf. Com. Rep. No. 146-06 was adopted and S.B. No. 2486, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 147-06 (S.B. No. 2879, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Inouye, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 147-06 was adopted and S.B. No. 2879, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII CIVIL AIR PATROL," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 148-06 (S.B. No. 2575, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator English and carried, Conf. Com. Rep. No. 148-06 was adopted and S.B. No. 2575, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A BASELINE ENVIRONMENTAL STUDY OF THE WAIANAEO COAST OCEAN AREA," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 150-06 (S.B. No. 1648, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Hee and carried, Conf. Com. Rep. No. 150-06 was adopted and S.B. No. 1648, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 151-06 (H.B. No. 1862, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Kanno and carried, Conf. Com. Rep. No. 151-06 was adopted and H.B. No. 1862, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Ige).

Conf. Com. Rep. No. 152-06 (H.B. No. 1891, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 152-06 was adopted and H.B. No. 1891, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 155-06 (H.B. No. 2669, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Kim, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 155-06 was adopted and H.B. No. 2669, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVENTION CENTER ENTERPRISE SPECIAL FUND," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 157-06 (H.B. No. 2399, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 157-06 was adopted and H.B. No. 2399, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTER-ISLAND FERRY SERVICE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 158-06 (H.B. No. 2075, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Inouye, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 158-06 was adopted and H.B. No. 2075, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 159-06 (H.B. No. 1880, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Inouye and carried, Conf. Com. Rep. No. 159-06 was adopted and H.B. No. 1880, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 160-06 (H.B. No. 2214, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Inouye, seconded by Senator Menor and carried, Conf. Com. Rep. No. 160-06 was adopted and H.B. No. 2214, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 161-06 (H.B. No. 2637, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Inouye, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 161-06 was adopted and H.B. No. 2637, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 164-06 (H.B. No. 1280, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Hee and carried, Conf. Com. Rep. No. 164-06 was adopted and H.B. No. 1280, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FLOOD CONTROL," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 167-06 (H.B. No. 3259, H.D. 1, S.D. 2, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 167-06 be adopted and H.B. No. 3259, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Chun Oakland.

Senator Baker requested her remarks in support be inserted into the Journal, and the Chair having so ordered, Senator Baker's remarks read as follows:

"Mr. President, I rise in support of H.B. No. 3259, H.D. 1, S.D. 2, C.D. 1.

"This bill seeks to improve the State's ability to address the dental health crisis it faces with regard to QUEST-eligible adults and children, the developmentally disabled, and the uninsured. The bill provides funding to assess the status of the continuum of dental care for these populations. The assessment will provide the data necessary to address inequities in the system.

"Currently, Hawaii does not have a comprehensive assessment of its existing oral health resources that includes oral health community resources and gaps and barriers to access of oral health services. Without a dental school in Hawaii, a focus on public health dentistry and best practice models for special populations are lacking. The continuum of oral health care has service delivery gaps and barriers to access.

"27,000 Hawaii residents have no dental insurance. This includes immigrants, homeless people, and individuals above 100 percent poverty who will not enjoy the expansion of Med-QUEST eligibility. Even those who have Med-QUEST dental benefits find it difficult to find a dentist to serve them. Only 30 percent of Hawaii's qualified dentists accept Medicaid patients which ranks Hawaii 49th in participation of dentists in Medicaid. This gap is magnified when factoring the lack of dental services to the DD population. Lack of access to preventive dental care and prompt treatment of oral health issues is a healthcare cost driver. Poor dental health contributes to poor nutrition, infections in other parts of the body and the development of many other life-threatening conditions such as heart disease and stroke. A delay in dental care can lead to more costly treatments and poor health outcomes.

“At the heart of increasing access to dental health care is the need to build more physical capacity at community health centers or other community-based sites, train dental professionals to appropriately treat people with disabilities, coordinate hospital-based care, and develop a long-term workforce plan.

“The assessment called for in this bill will provide us with strategies to more efficiently use existing resources, leverage and pursue additional resources and provide a road map for system improvements. This measure is a reasoned step toward resolving the oral health challenges we face.

“I urge my colleagues to vote yes and take the first step towards a dental health solution for our state that is long overdue. Mahalo.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 167-06 was adopted and H.B. No. 3259, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DENTAL HEALTH,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 168-06 (H.B. No. 3235, H.D. 1, S.D. 1, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 168-06 be adopted and H.B. No. 3235, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Fukunaga requested his remarks in support of the measure be inserted into the Journal, and the Chair having so ordered, Senator Fukunaga’s remarks read as follows:

“Mr. President, I rise to speak in support of H.B. No. 3235, C.D. 1, Relating to the State of Hawaii Endowment Fund.

“The purpose of this measure is to support the Honolulu Symphony by appropriating \$4,000,000 for the State of Hawaii Endowment Fund, provided that the funds are matched on a dollar-for-dollar basis with private funds.

“This endowment fund was established in 1986 with an initial state appropriation of \$2,000,000. Through fundraising efforts over many years, the fund currently has a \$6,000,000 endowment managed by the Honolulu Symphony Foundation, and overseen by an eight-member board of directors. We should applaud their hard work in bringing the fund to this level in the absence of further state support. I believe this new \$4,000,000 appropriation is both long overdue and vital to the continued success of our very fine Honolulu Symphony.

“We should particularly commend the members of the Symphony who testified in strong support throughout this session and who attended every conference meeting on this bill. Their colorful shirts were a visual reminder of the role their music plays in all our lives. Thank you all for your perseverance.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 168-06 was adopted and H.B. No. 3235, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 170-06 (H.B. No. 2626, S.D. 1, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 170-06 was adopted and H.B. No. 2626, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STATE BONDS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 171-06 (H.B. No. 2540, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 171-06 was adopted and H.B. No. 2540, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INCREASING STIPENDS FOR VOLUNTEER PRECINCT OFFICIALS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 172-06 (H.B. No. 2051, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 172-06 was adopted and H.B. No. 2051, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PROTECTION FOR VICTIMS OF HUMAN TRAFFICKING,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 174-06 (H.B. No. 2045, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Chun Oakland and carried, Conf. Com. Rep. No. 174-06 was adopted and H.B. No. 2045, H.D. 2, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PERINATAL CARE,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 175-06 (H.B. No. 1821, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Baker and carried, Conf. Com. Rep. No. 175-06 was adopted and H.B. No. 1821, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CARE HOMES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 176-06 (S.B. No. 475, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 176-06 was adopted and S.B. No. 475, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 177-06 (S.B. No. 2334, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 177-06 was adopted and S.B. No. 2334, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE HAWAII YOUTH CORRECTIONAL FACILITY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 178-06 (S.B. No. 3253, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 178-06 was adopted and S.B. No. 3253, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 180-06 (S.B. No. 2545, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Menor, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 180-06 was adopted and S.B. No. 2545, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 182-06 (S.B. No. 2897, S.D. 2, H.D. 3, C.D. 1):

On motion by Senator Inouye, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 182-06 was adopted and S.B. No. 2897, S.D. 2, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 183-06 (S.B. No. 2273, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Kanno, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 183-06 was adopted and S.B. No. 2273, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 185-06 (S.B. No. 2958, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Menor, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 185-06 was

adopted and S.B. No. 2958, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 188-06 (S.B. No. 2502, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Chun Oakland and carried, Conf. Com. Rep. No. 188-06 was adopted and S.B. No. 2502, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DONATED DENTAL SERVICES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 190-06 (S.B. No. 2484, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator English and carried, Conf. Com. Rep. No. 190-06 was adopted and S.B. No. 2484, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR VOG MONITORING STATIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 191-06 (S.B. No. 2480, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator English and carried, Conf. Com. Rep. No. 191-06 was adopted and S.B. No. 2480, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WASTEWATER MANAGEMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 192-06 (S.B. No. 2504, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Ige and carried, Conf. Com. Rep. No. 192-06 was adopted and S.B. No. 2504, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 194-06 (S.B. No. 3270, S.D. 2, H.D. 1, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 194-06 be adopted and S.B. No. 3270, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Chun Oakland.

Senator Baker requested her remarks in support be inserted into the Journal, and the Chair having so ordered, Senator Baker's remarks read as follows:

"Mr. President, I rise in support of S.B. No. 3270, S.D. 2, H.D. 1, C.D. 1.

“This bill seeks to ensure that the system of community health centers remains financially viable and stable to provide cost-effective care for a growing number of Hawaii residents who are uninsured. This measure codifies current federal requirement that federally qualified health centers and rural health clinics be reimbursed in accordance with a prospective payment system outlined in the Social Security Act. The safety net function of Health Centers results in many of our centers serving a patient population that is 80–90 percent Medicaid or uninsured. Cost shifting to insured populations is not possible. Year to year ambiguities in Medicaid and uninsured reimbursement make it extremely difficult to plan and deliver safety net services effectively. The Prospective Payment System (PPS) provides health centers the assurance of a reasonable and relatively stable system of reimbursement. The system also provides incentives for centers to be efficient and productive as revenues can only increase if productivity rises proportionately.

“Additionally, this bill appropriates \$2,000,000 to the Department of Health to reimburse the FQHC’s for the provision of direct medical care to the uninsured. Although there is some funding to reimburse the FQHC’s in the budget, the CEO of Waianae Coast Comprehensive noted in his recent communication to Conferees that the uninsured payment currently provided by the Department of Health does not cover an adequate range of primary care services or address inflation factors. This bill appropriates \$2,000,000 to assist in this area in light of the rising cost of healthcare and the number of uninsured that need services. The appropriation in this measure is necessary to ensure the viability of this important segment of our healthcare safety net. I would note that their original request was for an additional \$7,000,000.

“This is an important bill to our community health centers. I ask my colleagues to support this measure. Mahalo.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 194-06 was adopted and S.B. No. 3270, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC HEALTH,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 199-06 (S.B. No. 2505, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Sakamoto and carried, Conf. Com. Rep. No. 199-06 was adopted and S.B. No. 2505, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT MAKES APPROPRIATIONS FOR SCHOOL-BASED SUBSTANCE ABUSE TREATMENT PROGRAMS FOR ADOLESCENTS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 200-06 (S.B. No. 2274, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Kanno, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 200-06 was adopted and S.B. No. 2274, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 202-06 (H.B. No. 2595, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 202-06 was adopted and H.B. No. 2595, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FAMILY VISITS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 203-06 (H.B. No. 1865, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Kanno and carried, Conf. Com. Rep. No. 203-06 was adopted and H.B. No. 1865, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 204-06 (H.B. No. 1866, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Hee, seconded by Senator Sakamoto and carried, Conf. Com. Rep. No. 204-06 was adopted and H.B. No. 1866, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 206-06 (H.B. No. 2153, H.D. 2, S.D. 2, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 206-06 be adopted and H.B. No. 2153, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Baker requested her remarks be inserted into the Journal, and the Chair having so ordered, Senator Baker’s remarks read as follows:

“Mr. President, I rise in support of H.B. No. 2153, C.D. 1.

“The purpose of this bill is to provide outpatient, urgent, and extended medical care services to residents of West Maui, who do not have access to these services after normal physician or clinic hours. Because urgent medical care services are not available 24/7, residents of West Maui must drive over twenty-five miles one way to central Maui for treatment. Providing urgent care in West Maui could reduce the costs of health care by reducing costly visits to the Emergency Room at Maui Memorial Medical Center while providing needed medical services to residents in a more timely manner.

“Mr. President, West Maui is my district and I’m very familiar with the gaps in medical services provided in my home town. This measure appropriates \$300,000 for fiscal year 2006-2007 to the Department of Health to contract with a private or a non-profit health care provider. The funds contained in H.B. No. 2153 will help ensure that Lahaina residents and visitors who don’t require emergency care will have access to needed medical attention after the clinics close.

"I ask my colleges to join me to vote in favor of H.B. No. 2153. Mahalo."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 206-06 was adopted and H.B. No. 2153, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 212-06 (S.B. No. 2630, S.D. 2, H.D. 1, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 212-06 be adopted and S.B. No. 2630, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Chun Oakland.

Senator Baker requested her remarks be inserted into the Journal, and the Chair having so ordered, Senator Baker's remarks read as follows:

"Mr. President, I rise in support of S.B. No. 2630, C.D. 1.

"The purpose of this appropriations bill is to provide for the continued operation of developmental disabilities domiciliary homes and apartment complexes for persons with developmental disabilities.

"In 2005, the Hawaii State Legislature enacted Act 168, authorizing the Department of Health to enter into contracts for additional payments for residential services to the providers of DD domiciliary homes and operators of DD apartment complexes. This legislation was necessary in order to keep homes operating for this vulnerable population. It was noted then that a significant reason for the reduction of DD care facilities was related to the low reimbursement rates provided by the State. Those reimbursement rates did not reflect the current cost of maintaining the operation of the homes.

"It is important that our housing stock for the DD population is not lost to them. This bill continues the financial support begun in Act 168 and allows the developmentally disabled to retain viable residential options. I urge all of my colleges to support this measure.

"Thank you Mr. President."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 212-06 was adopted and S.B. No. 2630, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DEVELOPMENTAL DISABILITIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 215-06 (S.B. No. 2980, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Hee and carried, Conf. Com. Rep. No. 215-06 was adopted and S.B. No. 2980, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 216-06 (S.B. No. 3197, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 216-06 was adopted and S.B. No. 3197, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSTITUTE TEACHERS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 217-06 (S.B. No. 3059, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 217-06 was adopted and S.B. No. 3059, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 220-06 (S.B. No. 2076, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Menor, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 220-06 was adopted and S.B. No. 2076, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEASEHOLD CONVERSION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 222-06 (S.B. No. 2708, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Menor and carried, Conf. Com. Rep. No. 222-06 was adopted and S.B. No. 2708, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 223-06 (S.B. No. 2719, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 223-06 was adopted and S.B. No. 2719, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 224-06 (H.B. No. 3105, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Chun Oakland and carried, Conf. Com. Rep. No. 224-06 was adopted and H.B. No. 3105, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 229-06 (H.B. No. 3244, H.D. 1, S.D. 2, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 229-06 be adopted and H.B. No. 3244, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Menor.

Senator Fukunaga requested his remarks in support of the measure be inserted into the Journal, and the Chair having so ordered, Senator Fukunaga's remarks read as follows:

"Mr. President, I rise to speak in favor of the entire package of Identity Theft bills and ask that these remarks be inserted in the Journal for S.B. No. 2158, C.D. 1; S.B. No. 2159, C.D. 1; S.B. No. 2290, C.D. 1; S.B. No. 2292, C.D. 1; S.B. No. 2293, C.D. 1; H.B. No. 1871, C.D. 1; H.B. No. 2535, S.D. 2, and H.B. No. 3244, C.D. 1:

"These measures were introduced as a result of the work of the Hawaii Anti-Phishing Task Force, established by Act 65, Session Laws of Hawaii 2005, to develop state policy on how best to prevent further occurrences of phishing and other forms of electronic commerce-based crimes in the State. The Task Force examined state agencies charged with the responsibility of developing policies, procedures and operations to prevent, monitor, and enforce electronic commerce-based criminal activities and sanctions; reviewed other jurisdictions' activities, policies, and laws related to the prevention of electronic commerce-based crimes; and reviewed a range of options available to deter electronic commerce-based crimes from occurring in the State.

"Through this process the Task Force broadened the scope of its research – and recommendations – to address the rapidly escalating problem of identity theft. For example, just last month we learned that more than 40,000 Hawaii residents who enrolled in certain health and group life insurance plans in 1999 are at risk for identity theft following the theft of some insurance company records. 22,000 private sector employees and 21,500 members of the Hawaii Government Employees Association and the United Public Workers union must now begin the process of it checking their financial records. And for those who find cases of identity theft, the process of clearing their records and restoring their credit may take years.

"The purpose of the bills before you today is to provide substantial protections from identity theft for the residents of Hawaii through a variety of ways:

"S.B. No. 2158, C.D. 1, authorizes government agencies, effective July 1, 2007, to continue to collect, create, or maintain records or documents containing an individual's social security number in the course of carrying out the agency's legitimate government functions, but agencies may not display the social security numbers in any public record or document that is available for public inspection.

"S.B. No. 2159, C.D. 1, makes it a class C felony to intentionally or knowingly possess confidential information of another without authorization; and adds identity theft as an enumerated offense within the repeat offender statute. It provides our country law enforcement.

"S.B. No. 2290, C.D. 1, requires government and businesses that possess personal information of Hawaii residents and experience a security breach to notify people affected by the breach.

"S.B. No. 2292, C.D. 1, requires businesses and government agencies that dispose of documents and other records containing personal information of Hawaii residents to destroy the records to protect against unauthorized access to or use of the information.

"S.B. No. 2293, C.D. 1, prohibits businesses and government agencies, subject to limited exceptions, from disclosing an individual's social security number to the general public, printing the number on an identification card or in mailings to customers, or requiring the transmission of the number to third parties.

"In addition, S.B. No. 2290, S.B. No. 2292, and S.B. No. 2293 establish similar penalty provisions to allow the Attorney General or the Office of Consumer Protection to bring a cause of action against any business that violates any provision of this measure, and to seek a penalty of not more than \$2,500 for each violation; allow a private cause of action for the sum equal to the actual damages sustained by the injured party; allow the court to award reasonable attorneys' fees to the prevailing party, and clarify that both penalty actions cannot be brought against a government agency. They also set similar reporting standards for government agencies to submit a written report to the Legislature unless the report will impede a criminal investigation.

"H.B. No. 1871, C.D. 1; allows consumers who are victims of identity theft to place a security freeze on their credit reports, which will prohibit a consumer reporting agency from releasing any information to unauthorized parties without the consumer's express authorization and will provide consumers more control over who has access to their credit report. Penalties are comparable to those of S.B. No. 2290, S.B. No. 2292, and S.B. No. 2293: to allow up to \$2,500 in penalties for each violation of the new chapter and authorize the Attorney General or the Office of Consumer Protection to bring actions; allow injured parties to bring actions against violators for actual damages caused by the violation; allow reasonable attorneys' fees for prevailing parties in actions for damages; and provides that the penalties are cumulative to the remedies or penalties available under all other State laws.

"H.B. No. 2535, S.D. 2, amends current Hawaii law for offense of use of a computer in the commission of a separate crime to include use of a computer to obtain control over the property of the victim or to facilitate commission of the offense of theft in the first or second degrees.

"H.B. No. 3244, C.D. 1, makes changes to the task force working on identity theft issues by changing the name to the Identity Theft Task Force, adding additional members, expanding its responsibilities, and extending its life until December 31, 2007. The bill appropriates \$50,000 to the Auditor to staff the work of the task force, and \$50,000 to the Attorney General to compile a uniform identity theft complaint tracking system.

"Many people have worked on bringing these bills to today's vote, particularly the members of the Task Force. It has truly been a public-private sector collaboration. While we have much work left to do, these bills provide both a strong foundation in the State's fight against identity theft; and valuable resources that Hawaii residents can use to protect themselves from financial harm if their financial or personal information is compromised."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 229-06 was adopted and H.B. No. 3244, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

IDENTITY THEFT,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 230-06 (H.B. No. 970, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Fukunaga and carried, Conf. Com. Rep. No. 230-06 was adopted and H.B. No. 970, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EMERGENCY RELIEF FOR NATURAL DISASTERS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 235-06 (H.B. No. 2966, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Menor, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 235-06 was adopted and H.B. No. 2966, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 3:58 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 4:09 o’clock p.m.

S.B. No. 2917, H.D. 3:

By unanimous consent, action on S.B. No. 2917, H.D. 3, was deferred to the end of the calendar.

FINAL READING

MATTER DEFERRED FROM FRIDAY, APRIL 21, 2006

Conf. Com. Rep. No. 2-06 (S.B. No. 995, S.D. 1, H.D. 1, C.D. 1):

Senator Hanabusa moved that Conf. Com. Rep. No. 2-06 be adopted and S.B. No. 995, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose to speak in opposition as follows:

“Mr. President, I rise in opposition to this measure.

“We’ve discussed this before. The folks coming in that were appointed as judges knew what the retirement age was. We do have legitimate reasons for certain retirement ages, and this happens to be one of them.

“Members of the Judiciary testified against this measure saying that basically it would be a barrier to entry for younger aspiring justices. But more importantly, one must question why this bill at this time? There’s no rational reason for this bill other than maybe to protect one or two existing justices. If the bill were made prospective, if we said starting in 2007 or with new justices after 2006, that would make sense, but it’s highly suspect and highly undesirable. Thank you.”

Senators Kim and Baker requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 2-06 was adopted and S.B. No. 995, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE HAWAII CONSTITUTION TO REMOVE THE MANDATORY RETIREMENT AGE FOR STATE JUSTICES AND JUDGES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 6 (Hemmings, Hogue, Ihara, Slom, Trimble, Whalen).

FINAL READING

MATTER DEFERRED FROM FRIDAY, APRIL 28, 2006

Conf. Com. Rep. No. 15-06 (S.B. No. 2237, S.D. 1, H.D. 1, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 15-06 be adopted and S.B. No. 2237, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Trimble rose in opposition and stated:

“Mr. President, I rise in opposition to this measure.

“This measure has to do with which fund will a payment of insurance for building damage be deposited in. And it sounds reasonable that if a school was destroyed by fire or partially destroyed by fire, that rightfully when the insurance claim came in that was honored it would go into the Department of Education. But right now it is currently put into a fund or risk management fund.

“The issue is will it do anything by changing where the money is deposited? And the answer is ‘no,’ it won’t make any difference because the money hasn’t been appropriated. When we appropriate it, we say where the money is coming from. So, just passing this bill does affect the appropriation part.

“Second, when there is damage at the structure, we need to make a decision. The Executive Branch needs to make a decision – do we want to rebuild or do we want to build something new? If it goes directly to the department the tendency of a bureaucracy is, if I don’t rebuild immediately, I’m going to lose the money. I don’t think we want to encourage that behavior. We want decisions by the state to be rationally made of the best use of that money, and in some cases, rebuilding is not the best use of that money. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 15-06 was adopted and S.B. No. 2237, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STATE RISK MANAGEMENT,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

FINAL READING

Conf. Com. Rep. No. 17-06 (S.B. No. 1223, S.D. 2, H.D. 1, C.D. 1):

Senator Menor moved that Conf. Com. Rep. No. 17-06 be adopted and S.B. No. 1223, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Trimble rose to speak in opposition to the measure and said:

“Mr. President, I again rise in opposition.

“Colleagues, this would increase the penalty for issuing a rubber ducky – a bounced check – from \$20 to \$30. In this age of increased technology, in this age when banks no longer return checks, I don’t see how the costs are going up. If anything, we should be lowering the cost of having a returned check. Thank you.”

Senator Espero requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 17-06 was adopted and S.B. No. 1223, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO NEGOTIABLE INSTRUMENTS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 7 (Chun Oakland, English, Hemmings, Hogue, Hooser, Inouye, Trimble).

Conf. Com. Rep. No. 20-06 (S.B. No. 3180, S.D. 1, H.D. 2, C.D. 1):

Senator Hanabusa moved that Conf. Com. Rep. No. 20-06 be adopted and S.B. No. 3180, S.D. 1, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Ige.

Senator English rose and said:

“Mr. President, I’d like to insert comments into the Journal.”

The Chair having so ordered, Senator English’s remarks read as follows:

“This measure would require counties to adopt ordinances to allow the construction of buildings designed using practices, styles, customs, and materials from indigenous Hawaiian architecture. Mr. President, there are three key rights to be affirmed by this measure:

1. Section 7 of article XII of the Constitution of the State of Hawaii says that ‘The State reaffirms and shall protect all rights, customarily and traditionally exercised for subsistence, cultural and religious purposes . . . by native Hawaiians.’
2. Section 7-1, Hawaii Revised Statutes, further reserves the right of the people to take house-timber from lands upon which they reside.
3. Chapter 36 of the Maui County Code allows the use of indigenous Hawaiian architecture in the design and construction of structures in the county of Maui.

“The purpose of this Act is to allow the use of the techniques, styles, and customs of indigenous Hawaiian architecture to be employed in present-day construction in Hawai`i. I urge my colleagues to support this measure.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 20-06 was adopted and S.B. No. 3180, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE

COUNTIES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Conf. Com. Rep. No. 24-06 (S.B. No. 2004, S.D. 1, H.D. 1, C.D. 1):

Senator Kokubun moved that Conf. Com. Rep. No. 24-06 be adopted and S.B. No. 2004, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hee.

Senator Hogue rose in opposition to the measure and stated:

“Mr. President, I rise in opposition to this measure.

“I do so based on testimony before the Committee that came forward on this particular measure trying to protect a certain area in Kaneohe Bay, and based on supportive testimony, this measure moved forward, which was considered somewhat of a compromise. I suggest that we should oppose it based on the entire needs of Kaneohe Bay, and rather than DLNR setting forward rules for Kaneohe Bay, why not the people who actually use Kaneohe Bay setting those rules? There is a body that does exactly that and in fact it is called the Kaneohe Bay Regional Council. Shouldn’t they be deciding what the usage of Kaneohe Bay should be? It just makes absolute sense. Then everyone can get heard, not just one little segment here who wants to preserve a particular area.

“So, did the Kaneohe Bay Regional Council, did they weigh in on this measure? Yes, they have since there was testimony at the Committee. I’ve been in receipt of a resolution by the Kaneohe Bay Regional Council relating to S.B. No. 2004, S.D. 1, H.D. 1. It says, ‘Whereas the Kaneohe Bay Regional Council is made up of representatives of the community, commercial interest and governmental agencies who were selected for their expertise and interest in matters, issues, relating to Kaneohe Bay; Whereas the regularly scheduled and convened meeting of the council, members consider the merit of this particular measure and the members of the council would like the members of the Legislature to know that they agree with the intent of these measures but they are concerned that the passage of those measures may result in the creation of administrative rules that would adversely affect the public’s ability to enjoy and recreate at or around the natural resource within Kaneohe Bay know as Ahu o Laka.’

“There is even a debate right now about how large of an area this is. Is it several hundred square feet? Is it many acres? Is it huge? Is it small? The bill even talks about the water surrounding it and DLNR would manage the rules, not the people who are affected by it – the Kaneohe Bay Regional Council.

“So, the Kaneohe Bay Regional Council, by unanimous vote, desires to express its opposition for the passage of this bill. These are the people who work and live and who have interest in this particular measure. And so, based on those people, I urge you to follow suit and also oppose this bill. Thank you so much.”

At 4:18 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 4:24 o’clock p.m.

Senator Kokubun rose to speak in support of the measure and stated:

“Mr. President, I stand in support of S.B. No. 2004.

"Mr. President, I appreciate the comments by the previous speaker with respect to the Kaneohe Bay Regional Advisory Committee. I think that they do play a valuable role. However, I'd just like to point out for our colleagues that with respect to the enforcement provisions in Kaneohe Bay, the Department of Land and Natural Resources, through its division of conservation and resource enforcement, is actually the body that can provide the enforcement of any rules that are adopted with respect to Ahu o Laka.

"I'd also like to make it clear that in the rule-making process, Mr. President, the administrative rule-making process, they will go through an extensive public hearing. The final draft of the rules will have to be adopted by the land board. There will be numerous opportunities for any concerned citizen to participate in the rule-making process, but I think that, at this point, to halt the bill based on only those contentions that one advisory committee group would like to have more input, I think they will have lots more opportunity for that and I think that's the appropriate time. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 24-06 was adopted and S.B. No. 2004, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 6 (Bunda, Hemmings, Hogue, Slom, Trimble, Whalen). Excused, 1 (Menor).

Conf. Com. Rep. No. 33-06 (S.B. No. 2162, S.D. 2, H.D. 1, C.D. 1):

Senator Chun Oakland moved that Conf. Com. Rep. No. 33-06 be adopted and S.B. No. 2162, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Trimble rose to speak in opposition to the measure as follows:

"Mr. President, I stand in opposition to S.B. No. 2162.

"This bill provides that foster children whose parents can afford it, the parents will be forced to buy automobile insurance so that the child now living with them can drive. And the issue I'd like to call to mind is the desire of kids, particularly my gender, to drive is so strong that if we pass this measure, we might find happening in Hawaii something similar to what occurred many years ago in Bermuda. Bermuda passed a law saying that there would only be one automobile per household, per house. What they found out was the kids were leaving their parents as soon as they possibly could so that they could get the car so they could drive.

"I suggest that when you consider this bill, you consider that not only are automobile insurance rates dependent upon the vehicle driven, but also the behavior of kids when they're faced with a situation that their parents say, 'no, you're not going to drive,' they say, 'well daddy-o, I've figured out a loophole and one of the loopholes is to become a foster kid.'

"So, before you vote, think about it. Cast your conscience. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 33-06 was adopted and S.B. No. 2162, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

FOSTER CHILDREN," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hemmings, Slom, Trimble). Excused, 1 (Nishihara).

Conf. Com. Rep. No. 37-06 (S.B. No. 2248, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Menor, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 37-06 was adopted and S.B. No. 2248, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOLICITATION OF FUNDS FOR CHARITABLE PURPOSES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 41-06 (S.B. No. 2909, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Ige, seconded by Senator Inouye and carried, Conf. Com. Rep. No. 41-06 was adopted and S.B. No. 2909, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERMIT APPROVALS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Slom, Trimble, Whalen). Excused, 1 (Nishihara).

Conf. Com. Rep. No. 42-06 (S.B. No. 3262, S.D. 1, H.D. 1, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 42-06 be adopted and S.B. No. 3262, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kanno.

Senator Slom rose to speak in opposition as follows:

"Mr. President, I rise in opposition to this bill.

"I know the politically correct thing and easy thing to do would be to vote for this bill or let this bill go through, but I can't do that because it's not politically correct.

"The discussion of secondhand smoke is one issue and the debate goes on as to what the actual consequences are with secondhand smoke. And there are many studies that show that it is very detrimental, carcinogen causing, and so forth. There are also studies that show that in fact there has not been a direct nexus made.

"Be that as it may, what this bill is really about is a further ban on a legal activity, that's smoking. We've already seen that smokers and retail establishments have compromised and compromised and compromised in terms of making space available. We also know that there are a significant number of people who choose to smoke knowing and accepting health risks and other risks, but it's their choice. What we are doing in this bill and the bill later on is to seek them out and punish them specifically. We're not looking at health as much as we're looking at a way of getting at these smokers, and the reason for that is they have become easy prey. It has become socially unacceptable to smoke unless you are in a grade B movie and then it's very desirable to do so, and unless it's to tax because then that's a very profitable thing to do. We have already basically said to these people that have made their choice and want to exercise their right, that in fact they have no rights.

“There was an issue that came up during discussion of this bill when somebody said wait a minute, we hear that some of the proponents want to ban the use of cigarettes or smoking in your private automobile and your private residence, and some of the individual supportive Legislators said that’s not true, this year. The handwriting is clearly on the wall that those people that are seeking this smoking ban really will not rest until there is a total ban and until we criminalize, criminalize people that are mostly older people, people that have very little opportunities for their own recreation in life and quite frankly enjoy what they are doing. We are making of them the pariah, even though we’re still taking about a legal activity.

“So we can argue about health concerns, but until we discuss all of the other health concerns such as vog and toxic materials and so forth, singling out people that are engaging in a legal activity is neither fair nor right nor compassionate. Thank you.”

Senator Baker rose in support of the measure and said:

“Mr. President, I have some extensive remarks that I’d like inserted into the Journal, but I’d like to have the opportunity, as I rise in support of this measure, to discuss some of the points the previous speaker made.

“First of all, the Centers for Disease Control and Prevention consider secondhand smoke so dangerous that they’ve advised people with heart conditions to avoid exposure for even 30 minutes due to increased risk of heart attack. What happens? Well, within five minutes of exposure to secondhand smoke, blood platelets become stickier. Within 15 minutes, blood vessels are scarred. When blood vessel walls are scarred, additional plaque is attached to the walls, narrowing the vessels. Within 30 minutes of exposure, the risk for a heart attack doubles.

“The scientific evidence reinforces the conclusions that secondhand smoke causes heart disease, cancer, sudden infant death syndrome, and other diseases. Recent studies provide new findings linking secondhand smoke exposure to preterm and low birth weight babies, asthma and breast cancer.

“Tobacco use remains the number one preventable cause of death in both the nation and Hawaii. So it’s not just a matter of trampling on smoker’s rights, it’s making sure that the overwhelming majority of the population is not exposed to a preventable cause of death. Over 1/3 of the state’s 630,000 workers are exposed to secondhand smoke every day of their work life. An estimated 53,000 nonsmokers die each year in the United States as a result of secondhand smoke exposure, including 35,000 from coronary heart disease associated with secondhand smoke.

“Mr. President, we had two wonderful citizens of Maui just recently diagnosed with a very aggressive form of lung cancer. They never smoked a day in their lives, but they were in situations where they were forced to inhale other people’s smoke. So it’s really not that we don’t like smokers; we’re going after smokers, but their habits and their preference is not just an annoyance, it can be a death sentence for people that inhale it over long periods of time.

“California has done some wonderful studies since they became the first state to declare secondhand smoke a toxic air pollutant. The decision by the California Air Resources Board puts secondhand smoke in the same category as diesel exhaust, arsenic and benzene and blamed it for over 4,000 deaths each year in California from lung cancer and heart disease alone. A study done at the University of California at San Francisco reported secondhand smoke was found to be three times more

toxic to tissue culture cells than mainstream smoke itself. So, in many ways, secondhand smoke is more harmful to the rest of us than the smoker if you could contain that smoker and not let his smoke escape.

“Mr. President, we are joining 10 other states – Washington State passed a statewide ban in December of last year; New Jersey early this year. A number of other countries around the world are recognizing the health costs and health risks of secondhand smoke. So we’re joining Australia, Ireland, Scotland, Great Brittan, Italy, and even places in Japan. We think of Japan as having a nation full of smokers, but even the Japanese have recognized the costs involved in healthcare, loss of worker productivity, and others.

“The studies that have been analyzed by organizations such as the American Cancer Society, the American Lung Association, the American Heart Association indicate that secondhand smoke ordinances in other states really have not hurt business as some have alleged and in fact have contributed to an increase in business. Indeed, the data indicates that the public would strongly favor smoke-free workplaces and smoke-free public places that are enclosed, and that’s what this bill does. With the growing national trend to become smoke-free, Hawaii is definitely in line with the rest of the country and even the world.

“I’d like to say mahalo to the Coalition for a Tobacco-Free Hawaii, the county coalitions, the volunteers for the American Cancer Society, the American Lung Association of Hawaii, the American Heart Association for all of the time and energy that they have put in to come up with a measure that has gained wide public support from businesses, from labor, from health professionals, from just people who want to be able to breathe clean, fresh air. They’ve helped to change the culture in our state and they have actually helped us craft a measure that has such broad support that I think the citizens in this state, when they have this measure go into effect on the date of the Great American Smoke Out on November 16, 2006, will use that as an opportunity to kick the habit and avail themselves the other opportunities in our state to help them remain smoke free.

“Mr. President and colleagues, this is an excellent bill. I thank all of the ones who have worked very hard on this measure and I urge everyone to vote in support.”

The Chair having so ordered, Senator Baker’s additional remarks read as follows:

“Mr. President, I rise in support of S.B. No. 3262 which will protect the public health and welfare by prohibiting smoking in places open to the public and places of employment, thereby ensuring a consistent level of basic protections statewide from exposure to secondhand smoke.

“The Department of Health reported to your Health Committee that the current statute is obsolete and needs to reflect the most current public health science and public policy relating to secondhand smoke. The medical evidence amassed to date confirms and expands the science on the health hazards of secondhand smoke in both adults and children.

“The Center for Disease Control and Prevention (CDC) considers secondhand smoke so dangerous they have advised people with heart conditions to avoid exposure for even 30 minutes due to increased risk of heart attack. Within 5 minutes of exposure to secondhand smoke blood platelets become stickier. Within 15 minutes of exposure, scarring of the blood vessel walls occurs causing plaque. Within 30 minutes of exposure, the risk for heart attack doubles.

"The evidence reinforces conclusions that secondhand smoke causes heart disease, cancer, SIDS and other diseases, and provides new findings linking secondhand smoke exposure to pre-term delivery, asthma, and breast cancer. Tobacco use remains the number one preventable cause of death in both the nation and Hawai'i. Over one-third of the State's 630,000 workers are exposed daily to secondhand smoke. An estimated 53,000 non-smokers die each year in the United States as a result of secondhand smoke exposure, including 35,000 from coronary heart disease associated with secondhand smoke exposure.

"In October of 2005, the Coalition for a Tobacco Free Hawai'i conducted a poll of registered voters and found that 85 percent support a statewide law that would prohibit smoking in most enclosed public places, including workplaces, public buildings, offices, bars, nightclubs, and restaurants across the state. 95 percent of Hawai'i's people believe workers should be protected from exposure to secondhand smoke and that restaurants and bars would be healthier for customers and employees if they were smoke free.

"California became the first state to declare secondhand smoke a toxic air pollutant. The decision by the California Air Resources Board puts secondhand smoke in the same category as diesel exhaust, arsenic and benzene and blamed it for 4,000 deaths each year in California from lung cancer and heart disease alone. A study done at the University of California at San Francisco reported, secondhand smoke was found to be three times more toxic to tissue culture cells than mainstream smoke.

"In Helena, Montana the city council passed comprehensive smoking restrictions on all indoor workplaces. Upon the law's implementation, the lone hospital in the city that treats heart attack patients recorded an immediate 40 percent decline in heart attack admissions. When the state government preempted the city law and allowed smoking to begin again 6 months from the date of the city law's implementation, heart attack admission rates at the hospital climbed 40 percent back to their original levels. Another study completed in Pueblo, Colorado found a 29 percent decrease in heart attack admissions after secondhand smoking legislation was enacted.

"Hawaii needs a comprehensive state law that sets a high floor on smoking restrictions. Recognizing these dangers, 11 states (including WA 12/05 and NJ early 1/06) have passed comprehensive legislation addressing secondhand smoke in all workplaces and public places. At least 9 other states are currently considering similar legislation and 8 foreign countries have enacted comprehensive smoking legislation: including Japan, Australia, Ireland, Scotland, and many others.

"Some businesses have feared that going smoke-free would harm their livelihoods. Studies analyzed by organizations such as the Hawaii affiliates of the American Cancer Society and the American Lung Association indicate that secondhand smoke ordinances in other states have not hurt business and in fact have increased business. Indeed, the data indicates that the public would strongly favor smoke-free workplaces and enclosed public places.

"There is a growing trend in the country today as states across the nation enact smoke-free laws. It is good for business, it is good for our people, and it is good for public health. I strongly urge a 'yes' vote on S.B. No. 3262."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 42-06 was adopted and S.B. No. 3262, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

HEALTH," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Slom, Trimble, Whalen).

Conf. Com. Rep. No. 43-06 (S.B. No. 3192, S.D. 1, H.D. 2, C.D. 1):

Senator English moved that Conf. Com. Rep. No. 43-06 be adopted and S.B. No. 3192, S.D. 1, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Trimble rose in opposition and stated:

"Mr. President, I rise in opposition to S.B. No. 3192.

"Colleagues, what this bill does is create a panel that reviews our city and sister-state relations. I think having a panel to do this is appropriate. My problem is the makeup of the committee. I think the committee needs to include representatives from the Chamber of Commerce. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 43-06 was adopted and S.B. No. 3192, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SISTER STATE AND PROVINCE RELATIONSHIPS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Trimble).

Conf. Com. Rep. No. 44-06 (S.B. No. 3105, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator English, seconded by Senator Menor and carried, Conf. Com. Rep. No. 44-06 was adopted and S.B. No. 3105, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEPOSIT BEVERAGE CONTAINER PROGRAM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Conf. Com. Rep. No. 45-06 (S.B. No. 3185, S.D. 2, H.D. 2, C.D. 1):

Senator English moved that Conf. Com. Rep. No. 45-06 be adopted and S.B. No. 3185, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Menor.

Senator Ihara requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 45-06 was adopted and S.B. No. 3185, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

FINAL READING

MATTER DEFERRED FROM FRIDAY, APRIL 21, 2006

Conf. Com. Rep. No. 51-06 (H.B. No. 1917, H.D. 2, S.D. 2, C.D. 1):

Senator Hanabusa moved that Conf. Com. Rep. No. 51-06 be adopted and H.B. No. 1917, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose in opposition to the measure and said:

“Mr. President, I rise in opposition to this bill.

“As I’ve said previously, the idea of setting up a salary commission to hide the fact that we’re going to get salary increases and benefit increases I think is something that cheats the public and taxpayers who pay for all of our salaries and all of our benefits and everything else. Putting it in the constitution makes it easier for those increases to continue without any input whatsoever from the public and no input from the Legislature unless they choose to vote against it.

“It is a sure way of increasing salaries. It is a sure way of increasing the cost to government and it’s a sure way of masking transparency.”

Senator Baker requested her vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 51-06 was adopted and H.B. No. 1917, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII CONSTITUTION RELATING TO THE ESTABLISHMENT OF A SALARY COMMISSION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hemmings, Hogue, Ihara, Slom, Trimble).

FINAL READING

Conf. Com. Rep. No. 65-06 (H.B. No. 3121, H.D. 2, S.D. 1, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 65-06 be adopted and H.B. No. 3121, H.D. 2, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Trimble rose to speak in opposition to the measure and said:

“Mr. President, I rise in opposition to H.B. No. 3121.

“This bill has to do with determining or asking the state to determine which public shelters will have pets. My problem is that one person’s pet is another person’s protein. They eat horses in Europe. It may or may not be appropriate to have one person’s pet at a shelter where there are small children and infants.

“I will be casting a ‘nay’ vote on this bill for that reason.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 65-06 was adopted and H.B. No. 3121, H.D. 2, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CIVIL DEFENSE,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Conf. Com. Rep. No. 72-06 (H.B. No. 2555, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 72-06 was adopted and H.B. No. 2555, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 77-06 (H.B. No. 1706, H.D. 3, S.D. 1, C.D. 1):

On motion by Senator English, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 77-06 was adopted and H.B. No. 1706, H.D. 3, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE UNIFORM ENVIRONMENTAL COVENANTS ACT,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 78-06 (H.B. No. 439, H.D. 1, S.D. 2, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 78-06 be adopted and H.B. No. 439, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Slom rose in opposition to the measure and stated:

“Mr. President, I rise in opposition to the bill.

“The bill in Conference Committee came out better than it had been before in limiting the Office of the Ombudsman to only the tax information of the person making the complaint. However, again the issue arises when we are so concerned about identity theft and we’re so concerned about privacy and so concerned about records, particularly tax records, why does the ombudsman need these records at all? If the complainant wants to provide information, the complainant can do so, but to put this in a statute to require it and allow the ombudsman to do it may also lead to expansion and to excesses. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 78-06 was adopted and H.B. No. 439, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE OFFICE OF THE OMBUDSMAN,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen). Excused, 1 (Taniguchi).

Conf. Com. Rep. No. 81-06 (H.B. No. 2265, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator English and carried, Conf. Com. Rep. No. 81-06 was adopted and H.B. No. 2265, H.D. 2, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CORRECTIONS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen). Excused, 1 (Taniguchi).

Conf. Com. Rep. No. 97-06 (H.B. No. 2691, S.D. 2, C.D. 1):

On motion by Senator Kanno, seconded by Senator Hanabusa and carried, Conf. Com. Rep. No. 97-06 was adopted and H.B. No. 2691, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PREVAILING WAGES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen). Excused, 1 (Taniguchi).

Conf. Com. Rep. No. 98-06 (H.B. No. 2412, H.D. 1, S.D. 1, C.D. 1):

Senator Tsutsui moved that Conf. Com. Rep. No. 98-06 be adopted and H.B. No. 2412, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Slom.

Senator Slom rose in support of the measure and stated:

"Mr. President, I rise in support of this bill, but again with the question that I seem to ask every year and that is, every time we conform the Hawaii tax code with the internal revenue code we always seem to leave out the things that benefit individual taxpayers the most. To it a person and a personal exemption is worth about half as much in the State of Hawaii as it is with the federal income tax, and I wish, I just hope that we can become a whole person again and get our same personal exemption as we do with the feds. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 98-06 was adopted and H.B. No. 2412, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 100-06 (H.B. No. 2950, S.D. 2, C.D. 1):

Senator Kanno moved that Conf. Com. Rep. No. 100-06 be adopted and H.B. No. 2950, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Ihara.

Senator Hanabusa rose to speak in opposition as follows:

"Mr. President, there are times when one feels like a broken record and this is exactly one of those times. This bill I've spoken against whether it's the Senate version, the House version, and now the CD version, and it's the one that establishes VEBA for everyone else.

"Mr. President, there are times when I just don't understand what we are doing. We have looked at the VEBA issue. We created the EUTF in the past and the EUTF is working. Anyone in Finance will tell you or Ways and Means will tell you that EUTF is working. It's working so much that the retirees are coming before us and asking that they not – NOT – be taken out of the EUTF and put into the individual VEBA plans. It's because they know that that's the protection that's afforded to them. They are not given representation in terms of collective bargaining because Chapter 89 has not been amended to say that a labor organization has the continuing obligation to ensure that they no longer have to pay for those premiums like they do now. They're not part of it, and yet we have this bill.

"HSTA did a good job last year. They came in and they negotiated. They had conditions set forth and they had a three-year pilot – a three-year pilot where they were going to do and

show us why it works. It's my understanding that HSTA is moving ahead and they're trying to do different things like become self-insured, a unique idea that we of course believed the EUTF should be as well. But they have a select group. They have a group of people who everyone wants because of their characteristics. The EUTF has everyone else.

"Mr. President, when we look at this and we look at giving another series . . . and we don't even know who wants this VEBA. No one has come to see me to say we want VEBA. No one has said that. We are just passing this bill because someone feels that we should just let them do it if they want to do it. This is too serious a matter. It has fiscal implications. It has implications for those retirees that we should not just simply say, well, if you want to do it, be our guest. What happens to the whole structure of risk sharing? What happens to the legislation that we did to do major reform so we could keep those costs in place so that those retirees don't have to pay premiums? Those are the promises we made. We should be able to at least think very carefully before we go back on our word – and that's what we're doing.

"The fact that those retirees have come to us and said don't let us go out of the EUTF should be statement enough, because they know. They look at their colleagues in the private sector. They know what's going to happen, because I tell you what, in the national Labor Relations Act, you do not have an obligation to bargain for them anymore once they retire. Neither do you have an obligation to technically ensure that they are represented under VEBA. That is why they don't want to be there.

"We are looking at the future. We're looking at the fact that Marion Higa said in her report that you've got to do something about the health fund or you are going to bankrupt this state or everyone's going to pay huge premiums. We did something very good when we created the EUTF.

"I understand that my colleagues wanted to see and give the HSTA an opportunity to go out on their own. So they did. And I also understand that many felt that the only fair way to do it was to ensure that they took their retirees. That was a fair statement, because to keep the retirees in the state and only keep them in the state is not fair. That's exactly what we had before we created the EUTF.

"Mr. President, we have this bill again. It's in the final version. We're all to vote on it, and I ask you and my colleagues to vote 'no.' At least we should know who wants this – who wants it other than HSTA. HSTA has it. HSTA negotiated it. HSTA is there and the attorney general has worked with them and said okay, but we are going to be to come in and sue you and do everything. But who wants it now?

"We shouldn't pass bills for phantom people. They should come before us and they should make their intentions known. They should answer questions about how many numbers and what they intend to do with their retirees. We don't have that.

"Mr. President, for that reason, I know I sound like a broken record on this for the third time, but we just can't continue to pass this bill because somebody thinks it may or may not be a good idea. We have to be responsible. We've got to think about those retirees. The retirees are the ones who have worked for this state with the promise of benefits. And yes we know, the newspapers run huge columns about the benefits, but that's one of the reasons why we've been able to attract these employees. Let's keep our word to them. Don't do something to jeopardize their future benefits, especially when we don't know who it is. We don't know who it is. We don't know yet how much HGEA or UPW owes the state in terms of the old

health fund. We don't know that. We've got to find all that out before we start going and doing things and then somehow all that information is hidden and we never get it.

"Mr. President, for that reason, I ask that you and my colleagues vote 'no' on this measure. Thank you."

Senator Slom rose in opposition and stated:

"Mr. President, I, too, rise in opposition to this bill. Again, a broken record too.

"Let me support the previous speaker and let me emphasize, first of all, I think we do know who's supporting this measure because they're the very same people that the attorney general is seeking funds from now. They're the very same people that the legislative auditor was unable to get any information or any cooperation from years ago. HSTA gave cooperation. They didn't give all the information that the legislative auditor wanted, but they gave enough and they promised to cooperate, and they have. The other labor organizations have not.

"To hand them this blank check would be irresponsible of this Legislature. We know better. We should not do it. As the good speaker just said, we're just starting a three-year pilot program for HSTA and the whole idea is to see how that works. In the meantime, we do know that the EUTF is working, that they have met all of their goals; they have met all of their deadlines; they have listened to people, made changes, and they are protecting retirees. And guess what, retirees don't only come to Majority Legislators, they come to Minority Legislators and ask for protection and for fairness as well.

"By extending these VEBA trusts to organizations that have not met prior commitments is not going to protect the retirees and it certainly is not going to protect the fiscal health of this state. And that is one thing that I think that we should be very cognizant of.

"The best thing that Mr. Cayetano did in his last administration, his last years, was the civil service and collective bargaining reform. And it was very interesting how people supported him when he was Governor and then when we had a change of Governor, completely changed their position except for the last speaker.

"It is a position that is a correct one whether it comes from a Democratic Governor or a Republican Governor, and it is a bipartisan issue. But again, I would urge you, if you are thinking about the individuals involved, think if any retiree has come to you and begged you to allow VEBA trust for the very organizations that have thrown them by the wayside in the past and increased our costs.

"We should overwhelmingly defeat this bill, watch with interest what happens with the pilot program and then we have plenty of time to make changes in the future. There is no rush, or at least there should not be, to do so. And you should question those that tell you that in fact you must act now. Thank you."

The motion was put by the Chair and failed to carry, Conf. Com. Rep. No. 100-06 failed to be adopted and H.B. No. 2950, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS," having been read throughout, failed to pass Final Reading on the following showing of Ayes and Noes:

Ayes, 11. Noes, 13 (English, Espero, Hanabusa, Hee, Hemmings, Hogue, Kim, Kokubun, Nishihara, Sakamoto, Slom, Trimble, Whalen). Excused, 1 (Taniguchi).

At 4:55 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 4:56 o'clock p.m.

Conf. Com. Rep. No. 101-06 (S.B. No. 2948, S.D. 1, H.D. 2, C.D. 1):

Senator Hanabusa moved that Conf. Com. Rep. No. 101-06 be adopted and S.B. No. 2948, S.D. 1, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Whalen.

Senator Trimble rose to speak in opposition to the measure and said:

"Mr. President, I rise in opposition to S.B. No. 2948.

"Not all land is alike. Not all ceded land is alike. I would assert that perhaps in some cases 60 percent, 100 percent may be appropriate, but I would argue that in the case of land that is in our harbors where the burden of paying for harbors is borne by all consumers in Hawaii that when 20 percent of that harbor land is taken away, that that represents a tax on everyone in Hawaii. For that reason, I will be opposing this measure. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 101-06 was adopted and S.B. No. 2948, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND TRUST," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Taniguchi).

Conf. Com. Rep. No. 102-06 (S.B. No. 3119, S.D. 2, H.D. 1, C.D. 1):

Senator Hanabusa moved that Conf. Com. Rep. No. 102-06 be adopted and S.B. No. 3119, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hee.

Senator Trimble rose to speak in opposition to the measure as follows:

"Mr. President, I rise in opposition to this measure.

"I'm not rising in opposition because of Micah Kane. I think he's done a fantastic job with the Hawaii Homes Commission. I wish him the best, but we do not make law to accommodate the best that we have. We make law to protect ourselves in case we have something less than the best that is managing our money and our resources.

"For that reason, I oppose this measure. Thank you."

Senator Hee rose in support of measure and stated:

"Mr. President, I rise in support of this measure.

"I don't even have a clue what the previous speaker was talking about. I tried to listen carefully on the previous bill that had to do with the Office of Hawaiian Affairs and this bill has to do with Hawaiian Home Lands.

“This bill was supported by the Department of Hawaiian Home Lands. It was supported by the administration. It was supported by the Budget and Finance Department. It gives the Department of Hawaiian Home Lands the opportunity to invest their funds like the Office of Hawaiian Affairs. There’s no question that the fiscal record would demonstrate that the Office of Hawaiian Affairs has done remarkably well. While the Department of Hawaiian Home Lands has been stuck with the state treasury at 4 percent, the Office of Hawaiian Affairs’ managed monies had an investment return of 16 percent. It gives the opportunity of the Hawaiian Home Lands Commission to do the same as fiduciaries.

“It probably, at the end of the day, will relieve the general fund because of their ability to raise more funds being professionally managed as fiduciaries would require of firms such as Goldman Sachs and others. For that reason, I ask my colleagues to support this measure. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 102-06 was adopted and S.B. No. 3119, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Taniguchi, Whalen).

Conf. Com. Rep. No. 118-06 (S.B. No. 3077, S.D. 2, H.D. 2, C.D. 1):

Senator Kokubun moved that Conf. Com. Rep. No. 118-06 be adopted and S.B. No. 3077, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator English.

Senator Slom rose in opposition to the measure and stated:

“Mr. President, I rise in opposition to this bill.

“The problem I have with this bill is that after it creates the legacy land conservation commission to assist DLNR it says that there shall be consultation with the Senate President and the Speaker of the House. First of all, it’s vague as to what consultation is and what it means and what method it might take. Secondly, if we in the Legislature are still responsible at all for what happens with the disposition of lands and the definition thereof, then I think there should be a mechanism so that in fact it comes before the full Legislature. And because it’s vague and because it doesn’t discuss that, I’ll be voting ‘no.’ Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 118-06 was adopted and S.B. No. 3077, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONSERVATION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Slom). Excused, 2 (Taniguchi, Whalen).

Conf. Com. Rep. No. 127-06 (S.B. No. 2720, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Inouye and carried, Conf. Com. Rep. No. 127-06 was adopted and S.B. No. 2720, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 131-06 (S.B. No. 2957, S.D. 2, H.D. 2, C.D. 1):

Senator English moved that Conf. Com. Rep. No. 131-06 be adopted and S.B. No. 2957, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Menor.

Senator Ihara requested his vote be cast “aye, with reservations,” and the Chair so ordered.

Senator English rose and said:

“Mr. President, I’d like to insert comments into the record.”

The Chair having so ordered, Senator English’s remarks read as follows:

“This measure is an important step toward energy self-sufficiency in the state of Hawaii. Hawai’i depends on petroleum for about ninety per cent of its energy needs – more than any other state in the nation. We are therefore vulnerable to oil embargoes, supply disruptions, and other factors beyond the control of the State. Hawai’i has among the most abundant renewable energy resources in the world, in the form of solar, geothermal, wind, biomass, and ocean energy assets. This measure would promote their wider use across-the-board, and move us toward a secure energy future.

“Its principal components are:

- increasing renewable energy tax credits;
- establishing a pay as you save program for solar water heating systems;
- establishing a bio-diesel preference in the state procurement law;
- establishing a Hawaii renewable hydrogen program and hydrogen investment capital special fund; and
- establishing state support for an alternate fuels standard.

“Mr. President, this is an important step forward for our state, and I urge my colleagues to support this measure.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 131-06 was adopted and S.B. No. 2957, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ENERGY,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Taniguchi).

Conf. Com. Rep. No. 132-06 (S.B. No. 3181, S.D. 2, H.D. 2, C.D. 1):

Senator English moved that Conf. Com. Rep. No. 132-06 be adopted and S.B. No. 3181, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Menor.

Senator Slom rose to speak in opposition as follows:

“Mr. President, I rise in opposition to this bill.

“As we’ve talked about before, the bottle tax changed the preference of consumers so much so that they in greater numbers went to larger sized containers but the Legislature now to entrap and ensnare them is going to increase the container size that is subject to the tax to 68 ounces. Now, I don’t have

any qualms about the fact that the manufacturers will start coming out with 68.2 ounce containers to get around this and then next year we'll be back to go up to 70 ounces.

"My point, though, is this – this again is not a recycling bill. The state is sitting on more than \$24 million now in taxes that were not rebated, so it's a good money-making message for the state. And despite all of the glowing estimates that come out from the Department of Health, there is still almost as much of the containers in the landfill as before. The only difference is, when people go and they buy their beverages, whether it be water or juice or soda, they find that they're paying a heftier price for this and this will increase the tax burden to consumers even more. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 132-06 was adopted and S.B. No. 3181, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Trimble).

Conf. Com. Rep. No. 138-06 (S.B. No. 2570, S.D. 2, H.D. 2, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 138-06 be adopted and S.B. No. 2570, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Trimble rose in opposition and stated:

"Mr. President, I rise in opposition to this tax credit.

"Colleagues, when I originally talked about opposing media tax credits I said that for tax credits to be effective you have to come back every once and awhile and raise them. That is exactly what we're doing today, and if we raise it again, the industry gets use to it and in a few years we'll be coming back and there will be folks among us that will be asking you to increase it above 15 percent on Oahu and above 20 percent on the neighbor islands.

"We will never get to the point where we have a self-sustaining industry by giving them tax credits and increasing those tax credits. For that reason, I oppose this measure. Thank you."

Senator Fukunaga rose in support and said:

"Mr. President, I have remarks in support of this measure that I'd like to request be inserted in the Journal. In response to the prior speaker, I would like to point out that this tax credit is for a 10-year period. With respect to the previous speaker's comments on reviewing the extent of the credit, its performance can be reviewed at that time. For these reasons, I urge my colleagues to vote 'yes.'"

The Chair having so ordered, Senator Fukunaga's remarks read as follows:

"Mr. President, I rise to speak in support of S.B. No. 2570, C.D. 1, Relating to Digital Media.

"The purpose of this measure is to amend the motion picture and film production income tax credit under section 235-17, Hawaii Revised Statutes, by increasing the motion picture and film production refundable tax credit from a very modest 4 percent to 15 percent on Oahu and 20 percent on the neighbor

islands; and revising the definitions and the eligibility criteria and parameters for qualifying for the tax credit.

"This bill has been a VERY long time in coming and I could thank literally hundreds of people who have finally made this bill a reality. Briefly, it would not be possible without the strong support of the industry – the film and digital media companies, the unions, the hundreds of professionals working in all aspects of the industry – state and county government – particularly the Department of Business, Economic Development and Tourism and the county film bureaus – and my colleagues in the House. Thank you all for not giving up in the face of many years of disappointment.

"Since 1992, the film industry has generated approximately \$160,000,000 in tax revenues for the State – a significant economic contribution. But every year, Hawaii has faced greater and greater competition for those dollars as other state and local governments sought to attract movie productions through a variety of very competitive incentives. Those jurisdictions have experienced dramatic increases in in-state spending and significant growth in workforce and infrastructure development – to Hawaii's detriment. Now we can once again compete with more than a beautiful location and amazingly talented people.

"We can offer real dollar incentives – industry projections show potential revenue increases of \$9.9 million by FY07. Conferees heard in our last conference meeting on this bill of several specific projects that have been waiting to see what action the Legislature took on tax credits before making decisions on filming in Hawaii. I am confident that as a result of this action, we will be celebrating more 'Lost' kinds of successes in our future."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 138-06 was adopted and S.B. No. 2570, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DIGITAL MEDIA," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Trimble).

Conf. Com. Rep. No. 140-06 (S.B. No. 2997, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Inouye, seconded by Senator Fukunaga and carried, Conf. Com. Rep. No. 140-06 was adopted and S.B. No. 2997, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Conf. Com. Rep. No. 144-06 (S.B. No. 2036, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Fukunaga, seconded by Senator Espero and carried, Conf. Com. Rep. No. 144-06 was adopted and S.B. No. 2036, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN INTERNATIONAL BUSINESS AND TECHNOLOGY INCUBATOR," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Trimble).

Conf. Com. Rep. No. 149-06 (S.B. No. 2348, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 149-06 was adopted and S.B. No. 2348, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR PANDEMIC INFLUENZA PREPAREDNESS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 153-06 (H.B. No. 1800, H.D. 1, S.D. 1, C.D. 1):

Senator Menor moved that Conf. Com. Rep. No. 153-06 be adopted and H.B. No. 1800, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Trimble rose in opposition to the measure and said:

"Mr. President, I rise in opposition to this measure.

"What this does is require on the sale of a property, if the person selling the property is a foreigner, that there be retained 8½ percent of that sales price. And the argument given was, well our capital gains tax is above the 5 percent level we currently have. The problem is that capital gain is based on gain, not on the total value of the sale.

"The second thing is that proponents of this bill said it's going to discourage flipping, the practice of holding something for a short period of time and selling it, as if the only one involved in this activity is somehow foreigners and not people in the State of Hawaii. If the issue is flipping, then we should deal with that issue, but we shouldn't constantly look at our problems and try and blame those that are someplace else.

"I urge you to vote 'no' on this measure. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 153-06 was adopted and H.B. No. 1800, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SALE OF REAL PROPERTY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Hogue, Slom, Trimble). Excused, 1 (Hooser).

Conf. Com. Rep. No. 154-06 (H.B. No. 1923, H.D. 1, S.D. 2, C.D. 1):

Senator Kim moved that Conf. Com. Rep. No. 154-06 be adopted and H.B. No. 1923, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak in opposition to the measure and said:

"Mr. President, again I rise in opposition to the bill.

"Again, I'm forced to vote against the bill because of the one provision in there that we insist on keep putting in there and that's to allow the tourism authority to hire their own outside attorneys when we have demonstrated they don't need to do so and we have plenty of attorneys on staff in the Attorney General's Office. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 154-06 was adopted and H.B. No. 1923, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hogue, Slom, Trimble). Excused, 1 (Hooser).

Conf. Com. Rep. No. 156-06 (H.B. No. 2239, H.D. 1, S.D. 2, C.D. 1):

Senator Menor moved that Conf. Com. Rep. No. 156-06 be adopted and H.B. No. 2239, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose to speak in opposition to the measure as follows:

"Mr. President, I rise in opposition to this bill.

"We've seen a lot of publicity about this issue in the news media of late. On one hand we're talking about providing housing for the homeless. On the other hand here we're trying to get the state involved in the Kukui Gardens development where the rents are frozen for another five years, but for some people that's not good enough. They want to be subsidized in perpetuity. We don't have any cost estimates of what this would mean. We also have the specter of the state either going into yet another failed housing project – failed from the standpoint of the state operating it I should say – or for the state using eminent domain to condemn the property. In other words, there's not one alternative here that's a good one other than the fact that we know now that we have at least five years, even with the new owner of the development, for the rents to remain static where they are.

"I think people in the private sector would certainly like to have five years of guaranteed rents right now. And as I say, as we're shuffling homeless people from place to place we have one specific example here where we're trying to get the state involved where really they should not be involved. Thank you."

Senator Menor rose to speak in favor of the measure and said:

"Mr. President, I rise to speak in favor of this measure.

"Mr. President, I believe the House and Senate Conferees took a significant step to protect Hawaii's affordable housing stock in passing this bill out. The bill we agreed on directs the appropriate state housing agency to enter into negotiations with the owners of the Kukui Gardens housing project to ensure that the project remains an affordable rental project for many years. The legislation also gives the agency the authority to enter into condemnation proceedings if negotiations with the owners of Kukui Gardens fail.

"In addition, the legislation keeps alive the possibility of a public/private partnership under which the state could enter into a joint venture with a private entity to purchase the project or the state could purchase the project outright and lease it to a private or nonprofit entity to operate and maintain it.

"I personally met with the managing partners of Carmel Partners, the real estate investment company that will buy the Kukui Gardens property, and while I sincerely appreciated their openness in maintaining the project as affordable housing, I

believe this affordable housing project represents and incredibly scarce resource and we must have more than general assurances to guarantee it remains within our affordable housing stock for the foreseeable future.

"I'd like to point out that the Joint Legislative Affordable Housing and Homeless Task Force, which I co-chaired, determined that the state cannot address the affordable housing issue without ensuring that the existing affordable housing stock will remain available and affordable. It really makes no sense for the state to talk about building additional affordable units while allowing current affordable units to be taken away. We would never achieve a net gain in affordable housing if that were the case.

"Moreover, housing industry officials, developers, and other stakeholders with whom the task force met emphasize that the state needs to play a more proactive role in providing more public financing for affordable housing in Hawaii. This measure would be consistent, Mr. President, with that objective.

"It is important to move this bill to the Governor now because it will give our state housing agency a better negotiating position and more leverage to strike the best possible deal with the owners of Kukui Gardens. We also need to pass this measure because it gives our state housing agency and the administration specific policy direction. While they have offered general support for the concept for maintaining affordability, they have offered no specifics and have not proposed any concrete solutions to insure we do not allow any of our affordable housing stock to slip away.

"This bill will accomplish all of these things and for these reasons, I respectfully ask my colleagues to vote in favor of this measure. Thank you."

Senator Trimble rose in opposition to the measure and stated:

"Mr. President, I stand in opposition to this measure.

"I grew up in a period of time when 80 percent of the affordable housing in Boston was owned by charitable organizations and it was slum housing. The reason why the federal government came up with programs like the one that built Kukui Gardens was that affordable housing needed to be new, not slum housing.

"What we should be doing is increasing the supply of affordable housing. Passing this measure will not increase the supply of affordable housing but may put the state in the position of having to spend more and more money on property that is old, that is deteriorating, that its expense is high. Our money would be better spent on increasing the supply of affordable housing with new projects.

"So consider these, my colleagues, we do not want to go back to what was there in the 50's when 80 percent of the slum housing in Boston was owned by charitable organizations and there was very little affordable housing that was new and clean. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 156-06 was adopted and H.B. No. 2239, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND ACQUISITION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Slom, Trimble).

At 5:14 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 5:16 o'clock p.m.

Conf. Com. Rep. No. 162-06 (H.B. No. 2500, H.D. 2, S.D. 2, C.D. 1):

Senator Hanabusa moved that Conf. Com. Rep. No. 162-06 be adopted and H.B. No. 2500, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose to speak in opposition as follows:

"Mr. President, I rise in opposition.

"While there are many good things and needed programs in this measure, continuing to pour money into the black hole of Kapolei and watching the expenses go up and no controls, no accountability renders this bill a financial disaster. I urge a 'no' vote."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 162-06 was adopted and H.B. No. 2500, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Hemmings).

Conf. Com. Rep. No. 165-06 (H.B. No. 1889, H.D. 1, S.D. 2, C.D. 1):

Senator English moved that Conf. Com. Rep. No. 165-06 be adopted and H.B. No. 1889, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Trimble rose in opposition and stated:

"Mr. President, I rise in opposition to this measure.

"This measure would create within DBEDT a section or a division that was, quote, 'international.' The truth of the matter is the time for this legislation passed 40 years ago. In this state there was the Hawaii International Services Agency doing exactly this thing. They were disbanded. A decade later there was a similar office in the Office of the Governor. That was disbanded. Ten years after that there was another office back in DBED doing the same thing. That was disbanded.

"The truth of the matter is every division in DBEDT is doing it internationally. To try and suggest that having a separate international office in DBEDT would be a step forward is sadly mistaken. Every division is doing business internationally. Creating this added bureaucracy is only creating additional bureaucracy. There is actually a step backwards. I urge a 'no' vote. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 165-06 was adopted and H.B. No. 1889, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF INTERNATIONAL AFFAIRS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Trimble). Excused, 2 (Fukunaga, Hemmings).

Conf. Com. Rep. No. 166-06 (H.B. No. 1879, H.D. 1, S.D. 1, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 166-06 be adopted and H.B. No. 1879, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Trimble rose in opposition to the measure and said:

“Mr. President, I rise in opposition to this measure.

“I’m speaking about this measure not because I’m against veterans; I’m speaking against this measure because this matter, this question of \$50,000 for an existing agency, for an existing function, properly deserves to be in the budget.

“Remember when I was talking about the state budget several hours ago, I said scattered through the ordinary calendar. We’re doing things one slot at a time. This is a \$50,000 . . . I think the veterans deserve more than \$50,000. This bill says they’re only worth \$50,000.

“Why are we having a separate piece of legislation that could very well cost more than \$50,000 to distribute \$50,000? It makes no sense. It is bad lawmaking. We should kill this measure. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 166-06 was adopted and H.B. No. 1879, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO VETERANS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Trimble). Excused, 2 (Hemmings, Kim).

Conf. Com. Rep. No. 169-06 (H.B. No. 1918, H.D. 1, S.D. 2, C.D. 1):

Senator Hanabusa moved that Conf. Com. Rep. No. 169-06 be adopted and H.B. No. 1918, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senators Ihara and Baker requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 169-06 was adopted and H.B. No. 1918, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COMMISSION ON SALARIES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Hogue, Slom, Trimble). Excused, 1 (Hemmings).

Conf. Com. Rep. No. 173-06 (H.B. No. 2277, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Hanabusa, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 173-06 was adopted and H.B. No. 2277, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 179-06 (S.B. No. 2961, S.D. 1, H.D. 1, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 179-06 be adopted and S.B. No. 2961, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose to speak in opposition to the measure and said:

“Mr. President, I rise in opposition to this bill.

“You know, in the Committee the other day one would have thought that everybody in the state won the lottery. Everybody had a smile on their face, there were cheers, there was clapping, there was applause, and what was it all for? Because we raised the tax yet again on cigarette consumers. We raised it substantially, but the proponents really were not happy because they would have liked to raise it even faster and even more. And of course they will be back again next year to do that.

“This bill, as I continue to repeat time after time, really has nothing to do about health, because if we were really concerned about the plight of the smokers and their health, we would ban cigarettes. We wouldn’t allow them to use these awful things and we would put an end to it, but instead, no, we want them to pay more and more and more. Because what this has become, as always, is a question of money, not of health.

“We know that the cigarette tax, a cigarette tax anywhere, is among the most regressive of any excise taxes, that it afflicts the poor the most because poor people seem to smoke more than wealthier people, and yet we continue to tax and take great glee at this. I don’t think we should because the same people that are taxing the cigarette smokers will be coming after fat kids and fast meals and my Pepsi Cola next, because after all, Pepsi has benzene in it. So they don’t want me to stop drinking it, they’ll just want to double and triple and quadruple the tax. That’s the hypocrisy of this, Mr. President, it’s all about the money, not about the health.

“Now we’ve got more and more groups lining up to take some of this money and to use it for purposes other than originally intended in the tobacco settlement and so forth. And everybody is happy that we’re taxing these folks. What we’re really doing, though, is sending a message that again we are selecting a certain group of people. We are targeting them to take as much money as we can from them. If they die, too bad, we’ll tax them right up until the last breath they take. We’ll expand that tax. We want to be number one in the country; I think we’re only number two right now.

“We want to continue to take it more and more, but as I say, the philosophy is not just restricted to cigarettes, it is the idea that if there’s something that we don’t like or that we can make socially unacceptable, then we will go after it and we will tax it to its limit. As sure as I’m standing here straight and tall and happy as a lark at 5:25, I’m telling you that they’re going to be coming after your other legal activities that some people don’t like.

“So, I know that there is great excitement and great glee in taxing people further, but I will stand against increased taxes and I vote ‘no’ against this bill.”

Senator Baker rose in support of the measure and stated:

“Mr. President, I rise in support of this measure.

“Mr. President and colleagues, this is the second part of our incentive to quit smoking package that is before the Legislature this year.

"This measure will, yes, increase the tax on cigarettes and the revenue generated will go to some very important health related causes – funding the Cancer Research Center of Hawaii, providing for additional funding for emergency medical services, making sure that we have access to trauma care, and helping our community health centers.

"We discussed in a previous bill the health causes for smoking. We've discussed the link between smoking itself, secondhand smoke, and cancer. Cancer is certainly one of the diseases, but if you look at all of the literature, the detriments to our health from smoking are immense and it seems more and more diseases are linked to tobacco use each year. So it's important that we provide incentives for people to quit and also provide help for people to quit.

"For those of you who may not be aware, although if you've listened to the radio or TV recently you will know that a very effective program that's been launched in Hawaii is the tobacco quit line. It's a way of helping people to stop smoking and to stay strong in the face of a very addictive substance, nicotine.

"Because of the relationship between cancer and smoking, we felt it was most fitting that some of the increased revenues coming from the increase in the cigarette tax go for our cancer center. Cancer is a disease of aging. Hawaii's population is aging three times faster than the rest of the country and so we're going to have an even greater need for comprehensive cancer treatment, programs, research, clinical trials than we currently have. In fact we're anticipating a doubling in the number of new cancer cases each year in the State of Hawaii in less than 25 years. We need to be prepared to meet the needs of a growing number of cancer patients in Hawaii and they shouldn't have to go away for their treatment. We ought to have a comprehensive set of treatment options here. Available cancer treatments ought to be cutting edge. They ought to be available to everyone in the state whether they reside on Oahu or on the neighbor islands.

"To the good Senator from Hawaii Kai's point about why are we raising the taxes, what good does it do, I would just like to point to a number of studies that consistently show that raising cigarette cost in the form of taxes is one of the most effective ways to reduce smoking. That really is an objective of the Health Committee, the Conference Committee, and I believe the proponents of this measure is to try to help people quit so that their health can be improved because research has demonstrated that smoking harms nearly every organ of the body damaging overall health even if no specific disease develops.

"A study by researchers at the University of Illinois at Chicago and the University of Michigan Institute for Social Research that was released April 24, 2001, showed that cigarette tax increases are especially effective at preventing kids from becoming regular addicted smokers. The study found that a 10 percent increase in the price of cigarettes would decrease the number of children who start to smoke between 3 and 10 percent depending upon their stage of smoking. Price was found to have the greatest impact on preventing kids from becoming daily, and relatively heavy, daily smokers.

"The Centers for Disease Control when they list their best practice guidelines, one of the elements is to increase the cost of a pack of cigarettes because that is such a formidable deterrent in keeping young people from smoking and providing that additional incentive for adults to quit as well.

"By providing a dedicated funding source for our cancer research center, we will allow it to remain competitive and secure an additional National Cancer Institute designated to become a comprehensive cancer center. At this center we

would offer cutting edge cancer treatment here in Hawaii without the need to travel to the mainland for treatment. We'd be able to offer coordinated and comprehensive care that's currently lacking here at home. Currently, many cancer patients leave the islands for access to enroll in clinical trials with novel treatment regimes that are only available at large academic cancer centers on the mainland, but our new cancer center will be able to provide access to such trials and minimize the need for patients to leave the islands at a time when family support and care is most critical.

"The cancer center is just one of the beneficiaries of the increased revenue from the cigarette tax. By the sixth year, the trauma care special fund will be receiving approximately \$15 million per year; the emergency medical services special fund, \$12.5 million; community health clinics, \$12.5 million. The health issues that these special funds represent can be mitigated with more resources and ultimately freeing the general fund.

"The previous speaker noted that somehow he thought that using the tobacco taxes for these purposes was somehow going against the master settlement agreement. I would just note that currently the tobacco tax goes into the general fund and can be spent for anything. The master settlement agreement can be spent for anything as well and some states have spent their money on lowering property taxes, making sure that they had a debt reduction, a whole host of other things aside from trying to prevent smoking. While Hawaii hasn't put the designated amount into smoking cessation and prevention that CDC recommends, we've put in a significant portion from the master settlement agreement and clearly those efforts and the efforts in this measure will go a long way, I think, to deter smoking.

"Because there were some other issues clouded by one of the big tobacco lobbyists in our state, we asked the attorney general to opine on the notion that somehow passing this legislation would impede or somehow harm the master settlement agreement and the dollars that we receive from it. So Mr. President, I'd like to have that memo from deputy attorney general Earl R. Hoke, Jr. who has been the one on the AG's staff to handle all of the master settlement agreements, I'd like to have that attached to the Journal for future reference. I also have prepared a chart that talks about how the monies will be distributed. I passed this out at Caucus and gave copies to our good friend across the way, the Minority Leader, so that it would be clear for everyone to see just exactly where the dollars were going.

"Mr. President and colleagues, this I think is a very important measure for us. It goes hand in hand with the secondhand smoke ban. It goes hand in hand with trying to address some of the very critical health needs in our state, and it will provide real incentives for people to never take up the habit and also for them to quit. In places like Montana, Washington State and others that have passed significant increases recently, the efforts not only in terms of admissions to emergency rooms with heart attacks, but also with the number of people using the quit line and actually giving up smoking has been very beneficial.

"And yes, Mr. President, I would love it if we were to find that we didn't generate the revenue that we anticipate because people had quit smoking. Thank you very much."

The Chair having so ordered, the memo from the deputy attorney general is identified as ATTACHMENT "A" to the Journal of this day.

Senator Hogue rose to speak against the measure as follows:

"Mr. President, in response to the last speaker, I voted in favor of the secondhand smoke bill but I'm going to vote 'no' on this one, and the reason why, colleagues, is because I voted against every single tax increase in the time that I've been here in the State Senate and I really strongly believe that taxation should be fair and across the board and not used as a punishment of certain vices.

"I remember a few years ago we had a proposed increase in the tax for liquor. I believe that measure went down. I could be wrong on that, but I remember there were a number of people on this particular Floor that stood up against that. This is just like that. I don't like smoking. I can't stand smoking, but I hate the fact that we are taxed so much and we should not be using our tax system this way in which we punish a segment of our society.

"Thank you very much, Mr. President."

Senator Trimble rose in opposition to the measure and stated:

"Mr. President, I also rise in opposition to this measure.

"The argument against this measure that has not yet been given today is that when you make a tax too high, some people will see opportunity to make money, make money illegally. And yes, you might notice that the tax revenue will go down. And perhaps some of it will be due to less smoking, but we will be creating economic opportunity to those that are most entrepreneurial in our society that is going to go out and get bootleg cigarettes, black market cigarettes, and we should not be raising the tax so high that we create a system that by its very nature tries to corrupt our law enforcement officials. We saw it happen across the United States during prohibition. The same thing will happen if you raise the tax on any commodity too much.

"The second thing is most people out there don't want the State Legislature to be their mommy, and that's what we're doing. We're saying that through social engineering we're going to raise your tax to modify your behavior. You're not going to change their behavior and you're going to get more and more upset with those that seek to do so, and we as the Legislature lose credibility. Vote 'no.'"

Senator Hemmings rose to speak in favor of the measure and said:

"Mr. President, I rise to speak in favor of this legislation.

"We've heard some wonderful reasons from the Chairman of the Health Committee and the empirical evidence on why to vote in favor of this bill. I would say it is empirical. It is experience and experience is the oracle of truth, and the fact is that increased taxes have deterred young people from taking up smoking. The facts are that this is one of the major killers in the United States of America. The facts are that there is nothing, absolutely nothing, redeeming about cigarette smoking. Yes, I can eat a fatty hamburger; one is not going to hurt me. If I eat too many, maybe it will. But smoking one cigarette is bad no matter what the circumstance is. So all of the comparisons and all of the rationales given out on this just fall short. Smoking is bad.

"We heard about punishing smokers. Actually we're rewarding smokers. We're rewarding them with trying to provide them the assistance they may need to deter them from smoking that extra cigarette that may be the difference between life and death.

"I'd like to share with you a personal experience. It happened to me a little over 20 years ago. I was a young guy with some old friends. We rode the waves together and this one chap was 68 years old. I went and saw him at his house the day before he died. He had lung cancer. He was 68 chronologically, but in many ways he was 28 or 38 and he wanted to live his life. He didn't want to die. He was crying, as I was. He said 'I've spent my whole life trying to stop smoking and it's finally killing me.' He's dead. I took his ashes out about a week later to a surf called Kalehuawehi and he's there now.

"This is about saving lives. This isn't about taxes. This is about helping people cure their disease, this terrible addiction they have. The money is something and I'm very proud to have voted against every tax increase since I've been here in the Senate, but I'm very proud today to stand up and be voting in favor of this tax increase because it will make a heck of a difference in people's lives. And maybe, just maybe if my friend had had the assistance he needed when he was young boy not to smoke, he'd be here today as a very old man watching these proceedings.

"I urge my colleagues to support this legislation. Its time has come. Thank you, Mr. President."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 179-06 was adopted and S.B. No. 2961, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hogue, Ige, Slom, Trimble, Whalen).

Conf. Com. Rep. No. 181-06 (S.B. No. 2150, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Espero, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 181-06 was adopted and S.B. No. 2150, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BOATING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 184-06 (S.B. No. 965, S.D. 2, H.D. 1, C.D. 1):

Senator Hanabusa moved that Conf. Com. Rep. No. 184-06 be adopted and S.B. No. 965, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Hooser rose to speak in opposition as follows:

"Mr. President, I rise in opposition to S.B. No. 965.

"We in America have a history marred by the excessive and often illegal and unwarranted use of electronic surveillance. From the McCarthy era, to the civil rights movement and Dr. Martin Luther King Jr., to Vietnam, to post-9/11 America, our citizens it seems have just cause for concern.

"Colleagues, this is a slippery slope and it is my belief that we must do more in Hawaii, not less, than the federal government to protect our personal liberty, our privacy, and our democracy. For these reasons, I'll be voting in opposition to this bill.

"Thank you, Mr. President."

Senator Ihara requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 184-06 was adopted and S.B. No. 965, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC SURVEILLANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hee, Hooser). Excused, 1 (Menor).

Conf. Com. Rep. No. 186-06 (S.B. No. 819, S.D. 1, H.D. 1, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 186-06 be adopted and S.B. No. 819, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Trimble rose to speak against the measure and said:

"Mr. President, I rise in opposition to S.B. No. 819.

"I oppose this measure because I'm opposed to state agencies being enabled to keep in their own special fund the fines and penalties that they levy on others. Part of my opposition historically to other measures like the van cam is that it changes the focus of the organization. It changes the focus to one of fining and trying to maximize those fines so that their program has a steady source of income. And to the extent that this detracts from their other responsibilities, I think it is poor public policy. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 186-06 was adopted and S.B. No. 819, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HISTORIC PRESERVATION SPECIAL FUND," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Trimble). Excused, 1 (Menor).

At 5:41 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 5:53 o'clock p.m.

Conf. Com. Rep. No. 187-06 (S.B. No. 2133, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 187-06 and S.B. No. 2133, S.D. 2, H.D. 2, C.D. 1, was deferred to the end of the calendar.

Conf. Com. Rep. No. 189-06 (S.B. No. 2143, S.D. 2, H.D. 1, C.D. 1):

Senator Menor moved that Conf. Com. Rep. No. 189-06 be adopted and S.B. No. 2143, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Trimble rose to speak in opposition as follows:

"Mr. President, I again, for the seventh time, rise in opposition to this measure. Maybe I can get it right this time.

"Colleagues, this is not about money laundering. This is about consumer choice and an attempt by some of the larger

players, some of the players that are not now competitive, to eliminate their competition. Currently, if you want to transmit money home, you can go to Bank of Hawaii. You can pay for . . . the last time I checked at Bank of Hawaii it cost me \$65.00 to send a wire transfer. You can go to Western Union. I can't remember what they charge. Unfortunately, I didn't have the time or the energy to invest in looking around for alternatives that are cheaper, but when this bill came up and it came up again, Western Union and one time I think it was Philippine National Bank came down and testified that they needed to protect people. No, what they wanted was the people transmitting the money successfully, the people that wanted to get their money home, to not have that inexpensive alternative. And quite frankly, I didn't see anybody at the public hearings – any of the people that were actually sending money back home – wanting to be saved.

"You would expect that if this were indeed a consumer protection bill, that there would be injured parties coming forward saying please protect us. But the only people that came forward were industry people that wanted to eliminate their cheaper competition. Why did they come back this year? Why does it appear that this year it will succeed? Because those people hired a lobbyist and are actually using a paid lobbyist to lobby us so we'll pass it. I think it would be a wrong signal, a bad signal, if in four years we reject the bill three times to pass it on the fourth year simply because the only difference they made was to have a paid lobbyist.

"I urge your 'no' vote. You're not protecting people; you're just forcing them to use a more expensive alternative. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 189-06 was adopted and S.B. No. 2143, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Trimble). Excused, 3 (Hooser, Ige, Tsutsui).

Conf. Com. Rep. No. 193-06 (S.B. No. 3090, S.D. 2, H.D. 1, C.D. 1):

Senator Kanno moved that Conf. Com. Rep. No. 193-06 be adopted and S.B. No. 3090, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose in opposition and stated:

"Mr. President, I rise in opposition to the bill.

"It's really interesting because as the testimony indicated, this bill would require the Department of Labor to establish standardized forms for medical service providers and so forth. The Department of Labor is already doing that and passage of this bill will not make them do anything that they've not already done, are doing, plan to do, and it won't reduce the cost to employers or employees, and it won't speed up the process. What would do that is improvements to their computer system. They requested funding to do that and the funding was denied.

"So, this bill is superfluous. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 193-06 was adopted and S.B. No. 3090, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STANDARDIZED FORMS FOR WORKERS'

COMPENSATION HEALTH CARE PROVIDERS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Trimble). Excused, 2 (Hooser, Tsutsui).

Conf. Com. Rep. No. 195-06 (S.B. No. 2214, S.D. 2, H.D. 3, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 195-06 be adopted and S.B. No. 2214, S.D. 2, H.D. 3, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Sakamoto.

Senator Slom rose in opposition to the measure and said:

“Mr. President, I rise in opposition this bill only because it creates yet another new special fund.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 195-06 was adopted and S.B. No. 2214, S.D. 2, H.D. 3, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Slom). Excused, 2 (Hooser, Tsutsui).

Conf. Com. Rep. No. 197-06 (S.B. No. 3120, S.D. 2, H.D. 1, C.D. 1):

Senator Hee moved that Conf. Com. Rep. No. 197-06 be adopted and S.B. No. 3120, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose to speak in opposition to the measure and said:

“Mr. President, again opposition because of a new created special fund. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 197-06 was adopted and S.B. No. 3120, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Slom). Excused, 2 (Hooser, Tsutsui).

Conf. Com. Rep. No. 198-06 (S.B. No. 3035, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Kanno, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 198-06 was adopted and S.B. No. 3035, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONTINUED TEMPORARY TOTAL DISABILITY BENEFITS TO INJURED EMPLOYEES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 3 (Hemmings, Slom, Trimble). Excused, 2 (Hooser, Tsutsui).

Conf. Com. Rep. No. 201-06 (H.B. No. 2778, H.D. 2, S.D. 2, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 201-06 be adopted and H.B. No. 2778, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Hanabusa.

Senator Slom rose to speak against the measure and said:

“Mr. President, I rise in strong opposition to this bill.

“As we’ve seen through the hearings, what this bill will do is create additional causes of action, more litigation for people that do not want to take the existing methods and agencies for language accessibility. I guess this brings the point home of what we see on the mainland where now we have people changing the National Anthem to their own language. This is a nation that should be united by language. We have an international language for businesses for communication and yet we continue to try and make exceptions, and more than make exceptions, we create causes of litigation.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 201-06 was adopted and H.B. No. 2778, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 5 (Hemmings, Kim, Slom, Trimble, Whalen). Excused, 1 (Tsutsui).

Conf. Com. Rep. No. 205-06 (H.B. No. 2692, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kanno, seconded by Senator Espero and carried, Conf. Com. Rep. No. 205-06 was adopted and H.B. No. 2692, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC WORKS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Hemmings, Hogue, Slom, Whalen). Excused, 1 (Tsutsui).

Conf. Com. Rep. No. 207-06 (H.B. No. 3116, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Baker and carried, Conf. Com. Rep. No. 207-06 was adopted and H.B. No. 3116, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII CHILDREN’S HEALTH CARE PROGRAM,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

At 6:01 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 6:02 o’clock p.m.

Conf. Com. Rep. No. 208-06 (H.B. No. 3056, H.D. 2, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 208-06 and H.B. No. 3056, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO KAWAI NUI MARSH,” was deferred until Thursday, May 4, 2006.

Conf. Com. Rep. No. 209-06 (H.B. No. 2109, H.D. 1, S.D. 2, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 209-06 be adopted and H.B. No. 2109, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Trimble rose in opposition and stated:

“Mr. President, I rise in opposition to this measure.

“Here we have another budget item we’re creating. We have a bill to create one position, spend \$100,000. I think it should have been in the budget if it was so required. Thank you.”

Senator Baker rose in support of the measure and said:

“Mr. President, I have remarks in support of this measure I’d like inserted into the Journal, please.”

The Chair having so ordered, Senator Baker’s remarks read as follows:

“Mr. President, I rise in support of H.B. No. 2109.

“The purpose of this bill is to establish a full- time position to coordinate and develop prevention and intervention strategies for Fetal Alcohol Spectrum Disorder (FASD).

“The creation of a coordinator position was the primary recommendation from the FASD Task Force establishes by H.C.R. No. 141 in the 2004 Legislative Session. A state coordinator would organize all FASD activities and ensure that a comprehensive state strategic plan to address FASD is developed and implemented. It would provide a consistent point of reference for health care and child welfare professionals and families in search of additional information.

“Children affected by FASD have life-long learning, behavioral and health problems caused by organic brain damage. This condition is fully preventable by eliminating alcohol use during pregnancy. Individuals with FASD usually require a range of specialized medical, social, educational, and legal services.

“As Healthy Mothers, Healthy Babies coalition pointed out in testimony to your Health Committee, there is no ‘safe amount’ of alcohol during pregnancy, although binge drinking is especially harmful to the fetus. FASD occurs in about 10 per 1000 live births, which is greater than either Downs Syndrome or autism. Unlike other developmental disabilities, FASD is 100 percent preventable. It is estimated that 175-185 infants are born each year in Hawaii affected by FASD, due to their mother drinking alcohol in pregnancy. An infant born with FASD has lifetime health and special education needs estimated to cost between \$735,000 to \$3.7 M per person. The estimated annual cost of services and care for persons affected by FASD in Hawaii is estimated at \$10.4 M. The modest expenditure in this measure to provide for the coordination of services, information and planning across agency lines is a very cost effective approach lessening the impact of FASD in our state.

“This bill fosters the birth of healthy babies in our state. I urge all my colleagues to vote in support of H.B. No. 2109, C.D. 1. Mahalo.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 209-06 was adopted and H.B. No. 2109, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Conf. Com. Rep. No. 210-06 (H.B. No. 1867, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Kanno, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 210-06 was adopted and H.B. No. 1867, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen).

Conf. Com. Rep. No. 213-06 (S.B. No. 3009, S.D. 2, H.D. 2, C.D. 1):

Senator Kanno moved that Conf. Com. Rep. No. 213-06 be adopted and S.B. No. 3009, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Trimble rose to speak in opposition to the measure and said:

“Mr. President, I stand in opposition to S.B. No. 3009.

“I think it is wrong to confer by fiat civil service status on employees where the only requirement is that they meet minimum standards. It truly is going in the wrong direction to say that the threshold minimum qualifications really is the only thing needed for civil service in our civil service system. We should as a system be encouraging the hiring of the best and the brightest, and in some cases just minimum qualifications should not be enough. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 213-06 was adopted and S.B. No. 3009, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CIVIL SERVICE EXEMPT EMPLOYEES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen).

Conf. Com. Rep. No. 214-06 (S.B. No. 3101, S.D. 2, H.D. 2, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 214-06 be adopted and S.B. No. 3101, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Chun Oakland.

Senator Nishihara rose to speak in support of the measure as follows:

“Mr. President and colleagues, I rise to speak in support of S.B. No. 3101, S.D. 1, H.D. 2, C.D. 1.

“As a former educator and public school administrator who has taught and served in economically depressed areas in the DOE school system, I have had ample examples of students and their parents who have struggled with educational deprivation, which in large measure translates in later life to economic deprivation because of their lack of early educational support. I have seen firsthand the effects of students raised in homes that have struggled with parents whose educational opportunities and deficits have transferred their burdens onto their children. The benefits of early intervention and support to parents who have not had the opportunities to provide high quality education

to their young children is a burden they really do not wish or want for their children.

“As a teacher in the public school system, I’ve heard comments from teachers and others that these parents do not care about their children’s education. I have always disagreed and stated that they do care but lack the skills and access to effect positive outcomes for their keiki.

“I believe that this bill will do much to provide these missed opportunities to those communities where these parents reside. This can serve as a beacon of hope for breaking the cycle of poverty and poor academic progress. Because of these reasons, I ask that my colleagues support this bill. Thank you.”

Senator Sakamoto rose in support of the measure and said:

“Mr. President, I rise in support of the measure.

“Just to be more specific than my previous colleague who gave a bigger vision, I’d first like to thank the Human Services Chair for working hard last year and this year to continue to have a comprehensive system and our Ways and Means money people for putting some funds in.

“One of the things this does is build on the Junior K effort that was started last year to make that more meaningful and professional development work within the department. Another thing this bill does is expand the Families For Real, part of the vision our colleague from Waipahu talked about. It also expands Head Start in schools in our communities. Many children and families will benefit.

“Finally, the discussion about how early childhood should develop in our state, this bill continues the hard work of Representative Berg on the other side and our Senator from the Human Services Committee has done. This is a good bill that will really help our state. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 214-06 was adopted and S.B. No. 3101, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 218-06 (S.B. No. 3195, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 218-06 was adopted and S.B. No. 3195, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EDUCATION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 219-06 (S.B. No. 3273, S.D. 2, H.D. 2, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 219-06 be adopted and S.B. No. 3273, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Slom rose to speak in opposition as follows:

“Mr. President, I rise in opposition to this bill.

“This bill attempts to fool the public into thinking that we still have a zero tolerance policy at our schools. In fact we’ve discussed this before. We don’t have a zero tolerance policy. Zero tolerance meant that if there were drugs discovered on campus by students, they would be dismissed from school. Now what we’re seeing is they may not be dismissed, there’s not a zero tolerance policy. What they will get instead is an assessment, a substance abuse assessment. Then we have separate bills to pay for additional substance abuse assessors.

“So, we’re spending more money, creating more positions, but we’re not enforcing the promise that we made to parents and to students alike, particularly those students not drug addicted, and that is that we will stick by a zero tolerance policy. Either we have it or we don’t. This bill says we’re going to make it permanent except that we can then put them to social service assessments.

“We need a zero tolerance policy and we need to stick by it. This bill does not do that.”

Senator Baker rose in support of the measure and stated:

“Mr. President, I rise in support of this measure.

“Mr. President, the measure before us today is the product of many hours of conversation between the Senate and the House, the Department of Education, the Department of Health, and representatives of the private nonprofit community that offers treatment services in our schools. A taskforce was mandated by the Legislature in a measure passed last year. Its purpose was to review the zero tolerance policy – to hear from educators, to hear from people who work with the young people to see how we could make sure that there were consequences to having drugs, alcohol, other forbidden substances at schools but at the same time acknowledging that some of these individuals might actually have a substance abuse problem that needed to be treated. We also wanted to make sure that in every instance there were consequences but they also continued to have access to educational services.

“Mr. President, I think this is a very fair bill. It addresses the concerns that we heard from principals about wanting to have consequences to actions and the consequences to actions are in this bill. It also addressed the concerns of others who said we need to make sure that young people who may have a substance abuse problem get the appropriate assessment, treatment and follow-up, and that if they make a mistake in their life, that it’s not going to follow them forever and prevent them from being able to go on to college or to work or to a vocational trade.

“Mr. President, this is a very good bill. I enjoyed working with the Department of Education, the Department of Health representatives, and Representative Blake Oshiro, who was the designated House representative. I think we’ve come up with a bill that has been endorsed by all of the stakeholders in this measure and I ask my colleagues to vote in favor of it.”

Senator Nishihara requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 219-06 was adopted and S.B. No. 3273, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Trimble). Excused, 1 (Hee).

Conf. Com. Rep. No. 221-06 (S.B. No. 2190, S.D. 1, H.D. 2, C.D. 1):

Senator Kanno moved that Conf. Com. Rep. No. 221-06 be adopted and S.B. No. 2190, S.D. 1, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose in opposition to the measure and said:

“Mr. President, I rise in opposition to this bill.

“We’ve talked about this bill or a bill like it for a couple of years now. The idea was to give unemployment compensation relief to employers who are among the highest taxed in the nation. I’ve pointed out time after time after time that no employee pays one penny of unemployment compensation tax. It is levied on employers only and still we continue to see people in this Legislature refer to and write committee reports saying we need to balance anything we give to employers with employees. We don’t need to balance it unless we want to balance the costs and balance the tax. It is a tax against employers only.

“The only thing that they did in the conference draft was to extend for one more year, a total of two years, a reduction in unemployment compensation taxes. But in exchange for that, employers will pay permanently increased costs of unemployment compensation in terms of benefits, in terms of the number of weeks that are covered and so forth, and we still have the murky problem of willful and wanton conduct, making it much more difficult for an employer to dismiss an employee.

“Employers desperately wanted relief. They are not getting it from this Legislature. This is a fake reform bill, and if you add up the cost, the cost to employers will be far greater than the two years of reduction that they get in this bill.”

Senators Kim, Ihara, Ige and Nishihara requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 221-06 was adopted and S.B. No. 2190, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen).

Conf. Com. Rep. No. 225-06 (H.B. No. 3142, H.D. 2, S.D. 2, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 225-06 be adopted and H.B. No. 3142, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Chun Oakland.

Senator Slom rose in opposition to the measure and stated:

“Mr. President, again I’m forced to oppose the bill because it creates another special fund. Thank you.”

Senator Baker rose in support of the measure as follows:

“Mr. President, I have some remarks in support of this measure I’d like inserted into the Journal, please.”

The Chair having so ordered, Senator Baker’s remarks read as follows:

“Mr. President, I rise in support of H.B. No. 3142, Relating to Trauma Care, which establishes a trauma care special fund to be administered by the Department of Health. A portion of the revenue generated by an increase in the tax on cigarettes will be deposited into the special fund to ensure the availability of trauma care services in the State.

“Trauma centers throughout the United States are facing growing financial difficulties. Many of these problems are inherently related to the cost of having resources on-call every minute of the day to treat severely injured patients. Other factors have also contributed to the financial problems of trauma centers, including uncompensated care from uninsured/underinsured patients, rising medical malpractice insurance costs, inadequate reimbursement rates for hospitals and physicians from Medicaid and managed care organizations, and increasing costs for physicians to be on-call 24/7.

“According to the Trauma system study conducted by the American College of Surgeons in October 2005, injury in the State of Hawaii accounts for 50.7 percent of deaths for persons age 1 – 44, roughly one third more than that of cancer and heart disease combined. The rates of unintentional injury on the neighbor islands were more than double those for Honolulu County across most age categories based on a report of fatal injuries in the state from 1996 – 2000. This provides a strong argument for the development of an integrated system of trauma medical and transport services to meet the needs of residents and visitors alike.

“Dan Jessop, Executive Vice President and Chief Operating Officer of The Queen’s Medical Center (Queen’s) testified in support of H.B. No. 3142 noting that more than 1,500 trauma patients receive care at Queen’s annually and more than half of the trauma patients treated are under-insured or uninsured. Queen’s projected loss for trauma for this fiscal year is approximately \$6 million. But this is not just a Queen’s issue. Every emergency department in our state provides some level of trauma service. If we are to comprehensively address the issues outlined in the College of Surgeons report, we need to advance the state’s only trauma center at Queens to a level one center and stand up level three centers on the Big Island and Maui. The Legislature this session adopted a resolution calling upon the Department of Health to begin development of such a comprehensive, integrated system. DOH has already begun that task.

“Because of the growing financial problems of trauma centers, many states have passed legislation to establish dedicated funding sources for trauma centers or to provide temporary funding until long-term solutions are addressed. The Legislative Reference Bureau (LRB) recently issued a report entitled, ‘On-Call Crisis in Trauma Care: Government Responses,’ which included the finding that trauma centers across the nation have for many years been facing a crisis securing physician specialists for emergency call. The LRB concluded that ‘the rationale for public support of uncompensated trauma services is the same as for critical police and fire services; a trauma system is a necessary public service that ought to be publicly supported.’

“To that end, many other state legislatures have seen fit to support their trauma systems and have developed dedicated sources of funding to ensure continued trauma care. H.B. No. 3142 would be a step toward ensuring the availability of trauma care to the residents of Hawaii.

“I stand in support of this bill and ask for a yes vote from my colleagues. Mahalo.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 225-06 was adopted and H.B. No. 3142, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAUMA CARE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Trimble).

Conf. Com. Rep. No. 226-06 (H.B. No. 2961, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Ige and carried, Conf. Com. Rep. No. 226-06 was adopted and H.B. No. 2961, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Trimble).

Conf. Com. Rep. No. 227-06 (H.B. No. 2558, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Kanno, seconded by Senator Chun Oakland and carried, Conf. Com. Rep. No. 227-06 was adopted and H.B. No. 2558, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VOCATIONAL REHABILITATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Trimble).

Conf. Com. Rep. No. 228-06 (H.B. No. 2947, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Kanno, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 228-06 was adopted and H.B. No. 2947, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Slom, Trimble).

Conf. Com. Rep. No. 231-06 (H.B. No. 2175, H.D. 2, S.D. 2, C.D. 1):

Senator English moved that Conf. Com. Rep. No. 231-06 be adopted and H.B. No. 2175, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Menor.

Senator Ihara requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 231-06 was adopted and H.B. No. 2175, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 232-06 (H.B. No. 266, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Kanno, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 232-06 was adopted and H.B. No. 266, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," having been

read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Slom, Trimble, Whalen).

Conf. Com. Rep. No. 233-06 (H.B. No. 2179, H.D. 2, S.D. 2, C.D. 1):

Senator Kokubun moved that Conf. Com. Rep. No. 233-06 be adopted and H.B. No. 2179, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose to speak in opposition to the measure as follows:

"Mr. President, opposition – the sixth new special fund of the afternoon."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 233-06 was adopted and H.B. No. 2179, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Hooser).

Conf. Com. Rep. No. 234-06 (H.B. No. 2176, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Menor, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 234-06 was adopted and H.B. No. 2176, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 237-06 (S.B. No. 2956, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 237-06 and S.B. No. 2956, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Thursday, May 4, 2006.

FINAL READING

MATTERS DEFERRED FROM EARLIER ON THE CALENDAR

Conf. Com. Rep. No. 58-06 (H.B. No. 2422, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, Conf. Com. Rep. No. 58-06 and H.B. No. 2422, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," were recommitted to the Committee on Conference.

S.B. No. 2917, H.D. 3:

Senator Menor moved that S.B. No. 2917, H.D. 3, having been read throughout, pass Final Reading, seconded by Senator Baker.

At 6:18 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 6:29 o'clock p.m.

By unanimous consent, S.B. No. 2917, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE RATE REGULATION," was recommitted to the Committee on Conference.

Conf. Com. Rep. No. 187-06 (S.B. No. 2133, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 187-06 and S.B. No. 2133, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Thursday, May 4, 2006.

MISCELLANEOUS COMMUNICATIONS

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

Misc. Com. No. 5, from the Honorable Robert Bunda, President of the Senate, and the Honorable Calvin K.Y. Say, Speaker of the House of Representatives, dated April 29, 2006, transmitting Legislative Communication No. 1 which extends the Conference Committee deadlines from 12:00 midnight, April 28, 2006, to 12:30 a.m., April 29, 2006.

Misc. Com. No. 6, from the Honorable Robert Bunda, President of the Senate, and the Honorable Calvin K.Y. Say, Speaker of the House of Representatives, dated April 29, 2006, transmitting Legislative Communication No. 2 which further extends the Conference Committee deadlines from 12:30 a.m., April 29, 2006, to 1:00 a.m., April 29, 2006.

At 6:30 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 6:31 o'clock p.m.

Senator Menor rose on a point of personal privilege as follows:

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

"Mr. President, the Legislature can take pride in numerous accomplishments this Session. However, I am deeply disappointed in the fact that this Body had to recommit a very important pro-consumer measure, S.B. No. 2917, H.D. 3, which would have continued health insurance rate regulation in Hawaii.

"As many of you know, I have been a champion of the health insurance rate regulation act as one of its coauthors during the 2002 Session. The insurance commissioner came out in strong support of health insurance rate regulation this Session because it has generated significant cost savings for consumers and businesses in Hawaii since its implementation. It has also provided needed oversight over our largest health insurance carrier which has dominated the health insurance market.

"The reason why S.B. No. 2917, H.D. 3, had to be recommitted is because it contains a defective date that was inserted by the House. I am deeply disappointed that both the Speaker of the House and the House Consumer Protection Chair, who led House Conferees, have refused repeated requests since Friday by me and Senate Leadership to reconvene a Conference Committee so we can pass out a non-defective clean bill that can be passed to the Governor for her signature.

"It is unfortunate that the House Speaker and the House Consumer Protection Chair, who have shown a partiality to HMSA on other health insurance issues in the past, have stubbornly resisted our efforts to keep health insurance rate

regulation alive. The refusal of the House to cooperate with the Senate I believe represents a major blow to consumers. By recommitting the bill back into Conference Committee, we are giving House Conferees one final opportunity to reconvene a Conference meeting before we sine die on Thursday so we can pass out a conference draft for final action by both houses.

"I sincerely hope that House Leaders will reconsider their position before the end of Session so we can keep health insurance rate regulation alive for consumers. Thank you."

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

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

"Mr. President, I think it's very important, in view of the previous speaker's personal privilege, to bring up an issue that I believe this Legislature, if we had in place an ethics committee in the Senate as we once talked about, we could deal with the very serious issue of embedded lobbyists – people that work for corporations with very large vested interests in what this Legislature does, being on loan to particular Committee Chairs and literally, as we understand, assisting in not only passage, but writing and helping manage legislation that has direct impact on their companies and resources. These embedded lobbyists are influencing legislation. They're not under the lobbyist's laws and therefore I think it's an enormous conflict of interest for the Chairmen that are utilizing these embedded lobbyists.

"What I'm hoping for, under this plea and under personal privilege, is that this Legislature will be aware of the problem and deal with it accordingly so that we may get rid of this undue influence on our process or what I consider to be the undue influence of certain special interests, especially in the Conference Committee process. I subscribe to what the previous speaker said as results go, but more importantly, why did it happen? Possibly a good reason is because of the embedded lobbyists and the special interest they represent.

"Thank you, Mr. President."

ADJOURNMENT

At 6:36 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, May 4, 2006.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

ATTACHMENT "A"

LINDA LINGLE
GOVERNOR



MARK J. BENNETT
ATTORNEY GENERAL

LISA M. GINZA
FIRST DEPUTY ATTORNEY GENERAL

STATE OF HAWAII
DEPARTMENT OF THE ATTORNEY GENERAL
425 QUEEN STREET
HONOLULU, HAWAII 96813
(808) 586-1500

April 28, 2006

VIA FACSIMILE NO. 586-6071
The Honorable Rosalyn H. Baker
Chair, Senate Committee on
Conference
State Capitol, Room 220
Honolulu, Hawaii 96813

VIA FACSIMILE NO. 586-6051
The Honorable Dennis A. Arakaki
Co-Chair, House Conference
Committee
State Capitol, Room 436
Honolulu, Hawaii 96813

VIA FACSIMILE NO. 586-6461
The Honorable Brian T. Taniguchi
Co-Chair, Senate Committee on
Conference
State Capitol, Room 210
Honolulu, Hawaii 96813

VIA FACSIMILE NO. 586-6381
The Honorable Michael Y. Magaoay
Co-Chair, House Conference
Committee
State Capitol, Room 418
Honolulu, Hawaii 96813

VIA FACSIMILE NO. 586-6131
The Honorable Suzanne Chun Oakland
Manager, Senate Committee on
Conference
State Capitol, Room 226
Honolulu, Hawaii 96813

VIA FACSIMILE NO. 586-6331
The Honorable Kyle T. Yamashita
Manager, House Conference
Committee
State Capitol, Room 442
Honolulu, Hawaii 96813

VIA FACSIMILE NO. 586-6899
The Honorable Carol Fukunaga
Manager, Senate Committee on
Conference
State Capitol, Room 216
Honolulu, Hawaii 96813

VIA FACSIMILE NO. 586-8524
The Honorable Ann V. Stevens
Manager, House Conference
Committee
State Capitol, Room 318
Honolulu, Hawaii 96813

VIA FACSIMILE NO. 587-7240
The Honorable Fred Hemmings
Manager, Senate Committee on
Conference
State Capitol, Room 221
Honolulu, Hawaii 96813

VIA FACSIMILE NO. 586-6151
The Honorable Ryan I. Yamane
Manager, House Conference
Committee
State Capitol, Room 419
Honolulu, Hawaii 96813

VIA FACSIMILE NO. 586-9608
The Honorable Josh Green, M.D.
Manager, House Conference
Committee
State Capitol, Room 327
Honolulu, Hawaii 96813

SB 2961, S.D. 1, H.D.1, C.D. 1, Relating to Health
August 28, 2006
Page 2

Re: Philip Morris U.S.A.'s Opposition to
SB 2961, S.D. 1, H.D.1, C.D. 1,
Relating to Health

Dear Conferees:

We understand that Philip Morris USA is asserting that an increase in the tobacco tax would result in a breach of the Master Settlement Agreement (MSA) and that the designated use of the tobacco tax revenues generated by the increase in tobacco taxes would violate the terms of the MSA. Based on the taxing powers of the State, as articulated in Article VII, Section 1, of the Hawaii State Constitution, and the terms of the MSA, we conclude that passage of SB 2961 would not constitute a breach of the MSA.

Article VII, Section 1, of the Hawaii State Constitution clearly states that, "The power of taxation shall never be surrendered, suspended, or contracted away." The view of Philip Morris that the MSA prohibits the Legislature from increasing tobacco taxes implicates this provision. A plain reading of Article VII, Section 1, makes clear that the power of taxation may not be, "surrendered, suspended, or contracted away." For these reasons, a court would conclude that the MSA did not divest Hawaii of its sovereign authority to increase tobacco taxes.

No provision of the MSA expressly bars the Legislature from increasing tobacco taxes. The definition of "claim", as articulated in the MSA, does not expressly include the increase in tobacco taxes by a settling state. The MSA plainly includes an express awareness by the parties that the settling states, as sovereign entities, may choose to increase tobacco taxes and places no restriction on these sovereign entities. A reading of the MSA reveals that the MSA specifically does not prohibit a Participating Manufacturer from, "opposing, or causing to be opposed, any excise tax or income tax provision or user fee or other payments relating to Tobacco Products or Tobacco Product Manufacturers." (MSA Sec. III(m)(1)(C)). Clearly, the manufacturers were protecting their right to oppose potential increases in tobacco taxes. The parties therefore had no intent to prohibit the settling states, as sovereign entities, from increasing tobacco taxes.

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It appears that Philip Morris is relying on a Minnesota case as authority for its position that an increase in the tobacco tax and the use of tax revenues generated by the proposed increase in the tobacco tax are constrained by the terms of the MSA. Because of Philip Morris's reliance on the Minnesota¹ trial court case, we will summarize it here.

In 2005, the Governor of Minnesota signed into law a measure that established a "Tobacco Health Impact Fee" ("Fee"), which imposed a per pack "Fee" of 75 cents on cigarette distributors. The funds generated by the "Fee" were to be used solely to reimburse the State "for state health costs related to or caused by tobacco use" (citation omitted). Liability for the "Fee" was in addition to the tax that was to be paid. Further, the Minnesota statute required the state Human Services Department to certify to the Finance Department each year, "the state share, by fund, of tobacco use attributable costs for the previous fiscal year in Minnesota health care programs, including medical assistance, general assistance medical care, and MinnesotaCare, or other applicable expenditures" (citation omitted). The Finance Department must then transfer, "to the general fund an amount sufficient to offset the general-fund cost of the certified expenditures . . . or the balance of the fund, whichever is less" (citation omitted). It is clear that the revenues from the "Fee" are dedicated solely to reimburse the state for costs incurred because of tobacco use in Minnesota. The fact that the Minnesota statute imposed a "Fee" to recover tobacco-related costs, rather than a "tax" appears to be a critical factor in the trial court's decision. The trial court explained, "[w]hile the Legislature is free to raise revenue by means of a tax, and all parties agree that there would be no basis to override such a tax, the purpose of this legislation was to seek governmental reimbursement for the costs associated with tobacco which distinguishes the [Health Impact Fee] from a tax and makes it a fee" (citation omitted). The Minnesota case is on appeal with the Minnesota Supreme Court.

Here it is clear that S.B. 2961, is intended to increase an established tax. Section 245-3, Hawaii Revised Statutes, provides that, "Every wholesaler or dealer, in addition to any other taxes provided by law, shall pay for the privilege of conducting business and other activities in the State." The excise tax is levied on each cigarette sold, used, or possessed by a wholesaler or dealer. S.B. 2961, does not call for an additional fee to be assessed in addition to the tax, as was the case in Minnesota. At this time we understand that the tobacco tax revenues generated by this measure have been designated to be

¹ Minnesota is not a signatory to the Tobacco Master Settlement Agreement. Minnesota settled its litigation in 1998 by way of its own settlement agreement.

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used for a wide range of health and medical purposes (Hawaii cancer research fund, emergency medical services, trauma care, and community health centers statewide) rather than being narrowly earmarked for the purpose of reimbursing the government for tobacco-related costs, as was true in Minnesota.

For the reasons discussed above, we conclude that passage of S.B. 2961, which allocates the increase in the tobacco tax to a wide range of health and medical purposes, would not violate the MSA. If there are any questions, please contact me at 586-1199.

Very truly yours,



Earl R. Hoke, Jr.
Deputy Attorney General

APPROVED:



Mark J. Bennett
Attorney General

SIXTIETH DAY

Thursday, May 4, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:58 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Kekapa Lee, Lili'uokalani Protestant Church, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Fifty-Ninth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 579 to 606) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 579, informing the Senate that on May 1, 2006, she signed into law House Bill No. 2210 as Act 53, entitled: "RELATING TO PEARLRIDGE ELEMENTARY SCHOOL," was placed on file.

Gov. Msg. No. 580, informing the Senate that on May 1, 2006, she signed into law House Bill No. 1833 as Act 54, entitled: "RELATING TO FIREWORKS," was placed on file.

Gov. Msg. No. 581, informing the Senate that on May 1, 2006, she signed into law House Bill No. 2443 as Act 55, entitled: "RELATING TO THE EMERGENCY MANAGEMENT ASSISTANCE COMPACT," was placed on file.

Gov. Msg. No. 582, informing the Senate that on May 1, 2006, she signed into law House Bill No. 3194 as Act 56, entitled: "RELATING TO THE COMMISSION FOR NATIONAL AND COMMUNITY SERVICE," was placed on file.

Gov. Msg. No. 583, informing the Senate that on May 1, 2006, she signed into law House Bill No. 3018 as Act 57, entitled: "RELATING TO GOVERNMENT EMPLOYEES," was placed on file.

Gov. Msg. No. 584, informing the Senate that on May 1, 2006, she signed into law House Bill No. 2780 as Act 58, entitled: "RELATING TO THE DISPOSITION OF CONVICTED DEFENDANTS," was placed on file.

Gov. Msg. No. 585, informing the Senate that on May 1, 2006, she signed into law House Bill No. 1983 as Act 59, entitled: "RELATING TO THE JUDICIARY," was placed on file.

Gov. Msg. No. 586, informing the Senate that on May 1, 2006, she signed into law House Bill No. 2207 as Act 60, entitled: "RELATING TO SEXUAL ASSAULT," was placed on file.

Gov. Msg. No. 587, informing the Senate that on May 2, 2006, she signed into law House Bill No. 2747 as Act 61, entitled: "RELATING TO DRIVER LICENSING," was placed on file.

Gov. Msg. No. 588, informing the Senate that on May 2, 2006, she signed into law House Bill No. 2508 as Act 62, entitled: "RELATING TO WAIVER OF ABANDONED

VEHICLE PUBLIC AUCTION REQUIREMENTS," was placed on file.

Gov. Msg. No. 589, informing the Senate that on May 2, 2006, she signed into law House Bill No. 1899 as Act 63, entitled: "RELATING TO THE USE OF SAFETY HELMETS BY MINORS," was placed on file.

Gov. Msg. No. 590, informing the Senate that on May 2, 2006, she signed into law House Bill No. 3257 as Act 64, entitled: "RELATING TO USE OF INTOXICANTS," was placed on file.

Gov. Msg. No. 591, informing the Senate that on May 2, 2006, she signed into law House Bill No. 2457 as Act 65, entitled: "RELATING TO THE STATE PLAN," was placed on file.

Gov. Msg. No. 592, informing the Senate that on May 2, 2006, she signed into law House Bill No. 877 as Act 66, entitled: "RELATING TO CRIME," was placed on file.

Gov. Msg. No. 593, informing the Senate that on May 2, 2006, she signed into law House Bill No. 1982 as Act 67, entitled: "RELATING TO THE STATE FISH," was placed on file.

Gov. Msg. No. 594, informing the Senate that on May 2, 2006, she signed into law House Bill No. 1984 as Act 68, entitled: "RELATING TO CONVICTION DATA," was placed on file.

Gov. Msg. No. 595, informing the Senate that on May 2, 2006, she signed into law House Bill No. 2192 as Act 69, entitled: "RELATING TO CONTROLLED SUBSTANCES," was placed on file.

Gov. Msg. No. 596, informing the Senate that on May 2, 2006, she signed into law House Bill No. 1947 as Act 70, entitled: "RELATING TO LIABILITY," was placed on file.

Gov. Msg. No. 597, informing the Senate that on May 2, 2006, she signed into law House Bill No. 2434 as Act 71, entitled: "RELATING TO INSURANCE," was placed on file.

Gov. Msg. No. 598, informing the Senate that on May 2, 2006, she signed into law House Bill No. 2898 as Act 72, entitled: "RELATING TO ARBITRATION," was placed on file.

Gov. Msg. No. 599, informing the Senate that on May 2, 2006, she signed into law House Bill No. 3253 as Act 73, entitled: "RELATING TO THE HAWAII RULES OF EVIDENCE," was placed on file.

Gov. Msg. No. 600, informing the Senate that on May 2, 2006, she signed into law House Bill No. 2050 as Act 74, entitled: "RELATING TO INTERNATIONAL MATCHMAKING," was placed on file.

Gov. Msg. No. 601, informing the Senate that on May 2, 2006, she signed into law House Bill No. 1 as Act 75, entitled: "RELATING TO HIGHER EDUCATION," was placed on file.

Gov. Msg. No. 602, dated May 2, 2005, transmitting her statement of objections to House Bill No. 173 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

May 2, 2006

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 173

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 173, entitled ‘A Bill for an Act Relating to the National Guard.’

This bill would require that persons appointed in the future to be the Adjutant General possess at least five years of service as an active commissioned officer in the Hawaii National Guard.

This bill is objectionable because it severely restricts a Governor from selecting and appointing the best military leader from all branches of the military services to serve in this significant position. The importance of the position of Adjutant General is critical to the safety and protection of the public. Limiting the ability of the Governor to select the best and brightest for this cabinet level position is short-sighted and gravely misguided.

The best candidate for Adjutant General may very well be a candidate who is not a member of the National Guard. This is especially true as the United States Department of Defense moves to increase cooperation between branches of the military and require close coordination in response to national defense and natural disasters. This bill would reject the logic that any candidate outside of the Guard could do an outstanding job as commanding general of the Hawaii National Guard.

The Adjutant General not only serves as the executive head of the Department of Defense and commanding general of the Hawaii National Guard, but also fulfills two other crucial roles not directly related to experience in the National Guard.

First, the Adjutant General serves as Director of State Civil Defense, with responsibilities covering homeland security, emergency preparedness, crisis management, and disaster cleanup. The Adjutant General is required to coordinate not only those activities involving the National Guard, but all civil defense or emergency management activities with private, county, state, and federal agencies and military branches. Second, the Adjutant General works with the Office of Veterans Services to assist and support our veterans of all of the armed services in the State of Hawaii. A requirement that the Adjutant General have served no less than five years in the Hawaii National Guard is not a clear and convincing criteria for being able to handle a broad scope of duties the Adjutant General role requires.

The qualifications and appointment as codified in Section 121-7, Hawaii Revised Statutes, have stood the test of time and should not be changed. Other than limiting the appointing power of the Governor, this bill serves no legitimate purpose in protecting the people of Hawaii. The State of Hawaii must not limit itself when it comes to ensuring the security and safety of our people, supporting our veterans, and working collaboratively with all branches of the military.

For the foregoing reasons, I am returning House Bill No. 173 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii,”

was placed on file.

Gov. Msg. No. 603, dated May 2, 2005, transmitting her statement of objections to House Bill No. 1155 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

May 2, 2006

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1155

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1155, entitled ‘A Bill for an Act Relating to Naturopathy.’

The purpose of this bill is to require the Board of Examiners in Naturopathy to adopt a formulary and qualifications for administering natural medicines by injection and to grant to qualified naturopaths the authority to administer natural medicines by injection.

This bill is objectionable because it does not provide adequate protection for the health and safety of the public. While the practice of naturopathic medicine has a long history and the administration of ‘natural medicines’ by injection is part of that history, this bill does not sufficiently define ‘natural medicine.’ Although naturopaths would not have access to substances controlled under chapter 329 (Uniform Controlled Substance Act), Hawaii Revised Statutes, or prescription drugs under the purview of chapter 328 (Food, Drugs, and Cosmetics), Hawaii Revised Statutes, there are many substances on the market that are not controlled by law or regulated by the United States Food and Drug Administration and that are touted as ‘natural.’ The injection of some of these substances may cause serious harm or death to recipients of such injections.

Additionally, this bill provides that a temporary advisory committee on the administration of natural medicines by injection be formed to recommend to the Board of Examiners in Naturopathy a formulary of natural medicines that naturopaths may administer by injection and the qualifications necessary for administering natural medicines by injection. This committee would be composed of two persons licensed as naturopathic physicians under chapter 455 (Naturopathy), Hawaii Revised Statutes, and appointed by the Board of Examiners in Naturopathy; one person licensed in medicine under chapter 453 (Medicine and Surgery), Hawaii Revised Statutes, and appointed by the Board of Medical Examiners; and one person licensed as a pharmacist under chapter 461 (Pharmacists and Pharmacy), Hawaii Revised Statutes, and appointed by the Board of Pharmacy. The temporary committee’s recommendations would be acted upon by the Board of Examiners in Naturopathy, composed of three naturopathic physicians and two public members. Thus, the determination of what constitutes a ‘natural medicine,’ as well as the qualifications necessary to inject those substances into patients, would be primarily the decision of naturopaths themselves.

It would be preferable that any formulary of injectable 'natural medicines' and the qualifications to administer by injection be overseen by medical doctors, as is the case with nurses.

For the foregoing reasons, I am returning House Bill No. 1155 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii,"

was placed on file.

Gov. Msg. No. 604, dated May 2, 2005, transmitting her statement of objections to House Bill No. 2454 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

May 2, 2006

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 2454

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2454, entitled 'A Bill for an Act Relating to Legislative Vacancies.'

The purpose of this bill is to require the Governor, in filling vacancies in the State Legislature and the United States Senate, to select a replacement from a list of three prospective appointees nominated by the political party of the prior incumbent.

The goal of the present law is to fill vacancies in the State Legislature and the United States Senate in a timely manner when such vacancies occur. These vacancies in elective office are appropriately filled by the Governor, who is elected by the public at large, and as such is accountable to them. The process for filling vacancies in the United States Senate and the Hawaii State Legislature has been in place since 1970 and has not been shown to have compromised the integrity of the election process.

This bill places the ability for determining who may be appointed by the Governor with the political party leadership of the vacating office holder. This is in spite of the fact that these individuals are not elected by the public and, as such, are not accountable to them.

Additionally, the bill, without any stated rationale, narrows the field of qualified candidates that the political party can consider to those who have been registered members of that party for at least six months prior to the appointment. Such a provision fails to recognize that this may unreasonably restrict the pool of potential candidates as the majority of people who personally and philosophically associate themselves with a political party and vote along party lines may not meet this requirement.

The Governor's ability and responsibility to select the most qualified person to fill a vacancy should not be so narrowly restricted.

For the foregoing reasons, I am returning House Bill No. 2454 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii,"

was placed on file.

Gov. Msg. No. 605, advising the Senate of the withdrawal of the nomination of LINDA L. SMITH to the Hawaii Public Housing Administration (PHA), under Gov. Msg. No. 515, dated April 19, 2006, was placed on file.

In compliance with Gov. Msg. No. 605, the nomination listed under Gov. Msg. No. 515 was returned.

Gov. Msg. No. 606, informing the Senate that on May 2, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

House Bill No. 1233 as Act 76, entitled: "RELATING TO CIVIL RIGHTS."

"Dear Mr. President and Members of the Senate:

Re: House Bill No. 1233 HD1 SD1

On May 2, 2006, House Bill 1233, entitled 'Relating to Civil Rights' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The bill would prohibit discrimination based on sexual orientation in public accommodations. The measure would also prohibit discrimination in public accommodations based on gender identity or expression.

'Sexual orientation' has been defined to mean having a preference for heterosexuality, homosexuality, or bisexuality, having a history of any one or more of these preferences, or being identified with any one or more of these preferences. Hawaii law currently prohibits discrimination based on sexual orientation in the areas of housing (HRS 515-3) and employment (HRS 378-2).

Further, it should be noted that HRS Chapter 368 contains the following language in the purpose and intent: 'The legislature finds and declares that the practice of discrimination because of race, color, religion, age, sex, sexual orientation, marital status, national origin, ancestry, or disability in employment, housing, public accommodations, or access to services receiving State financial assistance is against public policy.' (underlines added) Thus, it would appear that the Hawaii Civil Rights Commission already has a basis in law to enforce prohibitions against discrimination in public accommodations based on sexual orientation and this portion of HB 1233 restates what is already a protected class.

This bill further defines 'gender identity or expression' to include a person's actual or perceived gender, gender identity, gender-related self-image, gender-related appearance or gender-related expression, regardless of whether that gender identity, gender-related self-image, gender-related appearance, or

gender-related expression is different from that traditionally associated with the person's sex at birth.

This part of the bill is problematic. The definitions are broad, subjective, and contain no limiting terms or interpretational guidelines. The Hawaii Civil Rights Commission currently interprets 'sex discrimination' to include the abuses related to the treatment of individuals who have a gender identity or expression that is different from their birth sex. This interpretation of prohibited sex discrimination is in line with recent court cases in our federal judiciary and sister states. However, the definition in this bill is broader than the current interpretation of sex discrimination. Undefined and overly broad language can lead to disputes and create the potential for escalating reasonable actions by the owners and operators of public accommodations into legal proceedings. Such broad and subjective definitions should not be allowed to become a proxy for socially unacceptable behavior in public places.

It is also unclear how the definitions of gender identity or expression found in section 2 of this bill impact section 489-4 of the Hawaii Revised Statutes. Section 489-4 allows a public accommodation to provide separate facilities for male and female patrons for the protection of personal rights of privacy. People have a legitimate right to privacy and it appears the broad language of this measure could interfere with these legitimate rights. This lack of clarity may result in unintended and unwanted confusions and litigation in public accommodations law that should be addressed promptly by the Legislature.

Because this bill restates an existing protection for the class 'sexual orientation' and clarifies those protections extend to public accommodations in Section 489-2 and Section 489-3 of HRS, there is merit in these provisions of the measure.

For the foregoing reasons I allowed House Bill 1233 HD1 SD1 to become law as Act 76 effective May 2, 2006 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE,"

was placed on file.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 51, from the State Auditor dated May 1, 2006, transmitting a report, "Management Audit of the Hawaii Youth Correctional Facility," (Report No. 06-03), was read by the Clerk and was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 850 to 863) were read by the Clerk and were placed on file:

Hse. Com. No. 850, informing the Senate that the following bills passed Final Reading in the House of Representatives on May 2, 2006:

- H.B. No. 237, H.D. 3, S.D. 1, C.D. 1;
- H.B. No. 266, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 386, H.D. 1, S.D. 1, C.D. 1;
- H.B. No. 439, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 862, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 970, H.D. 1, S.D. 1, C.D. 1;
- H.B. No. 1021, H.D. 2, S.D. 2, C.D. 1;

- H.B. No. 1280, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 1706, H.D. 3, S.D. 1, C.D. 1;
- H.B. No. 1800, H.D. 1, S.D. 1, C.D. 1;
- H.B. No. 1809, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 1821, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 1861, S.D. 1, C.D. 1;
- H.B. No. 1862, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 1865, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 1866, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 1867, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 1871, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 1878, S.D. 1, C.D. 1;
- H.B. No. 1879, H.D. 1, S.D. 1, C.D. 1;
- H.B. No. 1880, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 1889, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 1891, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 1900, H.D. 1, S.D. 1, C.D. 1;
- H.B. No. 1917, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 1918, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 1923, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 1935, H.D. 1, S.D. 1, C.D. 1;
- H.B. No. 1955, H.D. 1, S.D. 1, C.D. 1;
- H.B. No. 1968, H.D. 1, S.D. 1, C.D. 1;
- H.B. No. 1995, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 2039, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 2045, H.D. 2, S.D. 1, C.D. 1;
- H.B. No. 2051, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 2075, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 2109, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 2145, H.D. 2, S.D. 1, C.D. 1;
- H.B. No. 2146, H.D. 1, S.D. 1, C.D. 1;
- H.B. No. 2153, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 2175, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 2176, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 2179, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 2199, H.D. 2, S.D. 1, C.D. 1;
- H.B. No. 2211, H.D. 1, S.D. 1, C.D. 1;
- H.B. No. 2214, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 2239, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 2265, H.D. 2, S.D. 1, C.D. 1;
- H.B. No. 2271, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 2277, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 2299, H.D. 1, S.D. 1, C.D. 1;
- H.B. No. 2343, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 2367, H.D. 1, S.D. 1, C.D. 1;
- H.B. No. 2399, H.D. 2, S.D. 1, C.D. 1;
- H.B. No. 2410, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 2412, H.D. 1, S.D. 1, C.D. 1;
- H.B. No. 2500, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 2503, H.D. 2, S.D. 1, C.D. 1;
- H.B. No. 2540, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 2555, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 2558, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 2595, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 2626, S.D. 1, C.D. 1;
- H.B. No. 2637, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 2639, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 2669, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 2678, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 2691, S.D. 2, C.D. 1;
- H.B. No. 2692, H.D. 1, S.D. 1, C.D. 1;
- H.B. No. 2708, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 2772, H.D. 1, S.D. 2, C.D. 1;
- H.B. No. 2778, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 2805, S.D. 1, C.D. 1;
- H.B. No. 2848, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 2899, H.D. 1, S.D. 1, C.D. 1;
- H.B. No. 2947, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 2961, H.D. 1, S.D. 1, C.D. 1;
- H.B. No. 2966, H.D. 2, S.D. 2, C.D. 1;
- H.B. No. 2974, S.D. 1, C.D. 1;

H.B. No. 2991, H.D. 2, S.D. 2, C.D. 1;
 H.B. No. 3016, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 3056, H.D. 2, S.D. 2, C.D. 1;
 H.B. No. 3105, H.D. 2, S.D. 2, C.D. 1;
 H.B. No. 3116, H.D. 2, S.D. 2, C.D. 1;
 H.B. No. 3121, H.D. 2, S.D. 1, C.D. 1;
 H.B. No. 3142, H.D. 2, S.D. 2, C.D. 1;
 H.B. No. 3217, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 3225, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 3235, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 3242, S.D. 1, C.D. 1;
 H.B. No. 3244, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 3256, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 3259, H.D. 1, S.D. 2, C.D. 1;
 S.B. No. 427, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 439, H.D. 2, C.D. 1;
 S.B. No. 467, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 475, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 486, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 696, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 706, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 743, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 819, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 826, H.D. 2, C.D. 1;
 S.B. No. 845, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 895, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 951, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 965, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 995, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1223, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 1294, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 1648, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 1899, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 2004, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 2021, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 2036, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 2065, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2076, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 2090, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2133, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 2143, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2145, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 2150, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 2159, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2162, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2188, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 2190, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 2193, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 2214, S.D. 2, H.D. 3, C.D. 1;
 S.B. No. 2227, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 2237, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 2244, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 2246, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 2248, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2260, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 2273, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2274, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 2283, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 2290, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2292, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2293, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2298, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 2323, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2327, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2328, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 2334, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 2339, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2343, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 2348, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 2358, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 2360, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2430, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2479, H.D. 1, C.D. 1;
 S.B. No. 2480, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 2484, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 2485, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 2486, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2487, H.D. 1, C.D. 1;
 S.B. No. 2501, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 2502, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2504, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 2505, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2545, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 2570, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 2575, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2600, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 2630, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2667, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2708, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2719, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2720, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2727, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 2753, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 2774, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2879, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 2887, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 2897, S.D. 2, H.D. 3, C.D. 1;
 S.B. No. 2898, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 2901, H.D. 1, C.D. 1;
 S.B. No. 2909, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 2929, H.D. 1, C.D. 1;
 S.B. No. 2941, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 2948, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 2957, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 2958, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2980, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 2984, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 2997, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 3000, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 3003, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 3009, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 3035, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 3059, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 3065, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 3072, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 3076, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 3077, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 3078, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 3090, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 3101, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 3105, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 3111, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 3119, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 3120, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 3180, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 3181, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 3185, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 3192, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 3195, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 3197, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 3215, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 3247, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 3252, S.D. 2, H.D. 1, C.D. 1;
 S.B. No. 3253, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 3254, S.D. 2, H.D. 2, C.D. 1;
 S.B. No. 3262, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 3270, S.D. 2, H.D. 1, C.D. 1; and
 S.B. No. 3273, S.D. 2, H.D. 2, C.D. 1.

Hse. Com. No. 851, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to H.B. No. 2278, H.D. 1, and the

amendments proposed by the Senate were agreed to by the House and H.B. No. 2278, H.D. 1, S.D. 2, passed Final Reading in the House of Representatives on May 2, 2006.

Hse. Com. No. 852, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to H.B. No. 2313, and the amendments proposed by the Senate were agreed to by the House and H.B. No. 2313, S.D. 1, passed Final Reading in the House of Representatives on May 2, 2006.

Hse. Com. No. 853, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to H.B. No. 2315, and the amendments proposed by the Senate were agreed to by the House and H.B. No. 2315, S.D. 2, passed Final Reading in the House of Representatives on May 2, 2006.

Hse. Com. No. 854, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to H.B. No. 2319, H.D. 1, and the amendments proposed by the Senate were agreed to by the House and H.B. No. 2319, H.D. 1, S.D. 1, passed Final Reading in the House of Representatives on May 2, 2006.

Hse. Com. No. 855, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to H.B. No. 2423, H.D. 1, and the amendments proposed by the Senate were agreed to by the House and H.B. No. 2423, H.D. 1, S.D. 1, passed Final Reading in the House of Representatives on May 2, 2006.

Hse. Com. No. 856, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to H.B. No. 2535, and the amendments proposed by the Senate were agreed to by the House and H.B. No. 2535, S.D. 2, passed Final Reading in the House of Representatives on May 2, 2006.

Hse. Com. No. 857, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to H.B. No. 2641, H.D. 1, and the amendments proposed by the Senate were agreed to by the House and H.B. No. 2641, H.D. 1, S.D. 2, passed Final Reading in the House of Representatives on May 2, 2006.

Hse. Com. No. 858, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to H.B. No. 2713, H.D. 1, and the amendments proposed by the Senate were agreed to by the House and H.B. No. 2713, H.D. 1, S.D. 1, passed Final Reading in the House of Representatives on May 2, 2006.

Hse. Com. No. 859, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to H.B. No. 2964, H.D. 1, and the amendments proposed by the Senate were agreed to by the House and H.B. No. 2964, H.D. 1, S.D. 2, passed Final Reading in the House of Representatives on May 2, 2006.

Hse. Com. No. 860, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to H.B. No. 2987, H.D. 1, and the amendments proposed by the Senate were agreed to by the House and H.B. No. 2987, H.D. 1, S.D. 2, passed Final Reading in the House of Representatives on May 2, 2006.

Hse. Com. No. 861, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to H.B. No. 3100, H.D. 1, and the amendments proposed by the Senate were agreed to by the

House and H.B. No. 3100, H.D. 1, S.D. 1, passed Final Reading in the House of Representatives on May 2, 2006.

Hse. Com. No. 862, informing the Senate that the amendments proposed by the Senate to H.C.R. No. 145, H.D. 1, were agreed to by the House and H.C.R. No. 145, H.D. 1, S.D. 1, was adopted in the House of Representatives on May 2, 2006.

Hse. Com. No. 863, informing the Senate that the amendments proposed by the Senate to H.C.R. No. 164, were agreed to by the House and H.C.R. No. 164, S.D. 1, was adopted in the House of Representatives on May 2, 2006.

ORDER OF THE DAY

ADVISE AND CONSENT

MATTERS DEFERRED FROM TUESDAY, MAY 2, 2006

Stand. Com. Rep. No. 3763 (Gov. Msg. Nos. 318 and 366):

Senator Kokubun moved that Stand. Com. Rep. No. 3763 be received and placed on file, seconded by Senator Hooser and carried.

Senator Kokubun then moved that the Senate advise and consent to the nominations to the Hawaii Community Development Authority (HCDA) of the following:

EVELYN E. SOUZA, term to expire June 30, 2010 (Gov. Msg. No. 318); and

MAEDA C. TIMSON, term to expire June 30, 2010 (Gov. Msg. No. 366),

seconded by Senator Hooser.

The motion to advise and consent to the nomination of EVELYN E. SOUZA was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 18. Noes, 7 (Baker, Chun Oakland, Fukunaga, Ige, Ihara, Inouye, Kanno).

The motion to advise and consent to the nomination of MAEDA C. TIMSON was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Slom, Trimble, Whalen).

Gov. Msg. No. 515:

By unanimous consent, Gov. Msg. No. 515 was recommitted to the Committee on Commerce, Consumer Protection and Housing.

At 12:05 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:07 o'clock p.m.

ADVISE AND CONSENT

Stand. Com. Rep. No. 3826 (Gov. Msg. No. 428):

By unanimous consent, Stand. Com. Rep. No. 3826 was received and placed on file.

At 12:07 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:11 o'clock p.m.

Senator Hemmings moved that the Senate advise and consent to the nomination of FRANK DE LUZ III to the Board of Land and Natural Resources, term to expire June 30, 2010, seconded by Senator Hogue.

Senator Hemmings rose to speak in support of the nominee and said:

"Mr. President, I do want to rise and speak and urge my colleagues to consider the circumstances and the opposition to Mr. De Luz that was expressed in the Committee that resulted in him not getting an affirmative vote in Committee. We brought this to the Floor to make sure that this man has his day in court and is fairly dealt with by this Senate.

"I have here an e-mail from a well-orchestrated effort to scuttle his nomination and it says please vote no for Mr. De Luz. One of the accusations is Mr. De Luz illegally cut trees on his property, which is an action that suggests that he's unfit to sit on a conservation board, the Board of Land and Natural Resources. The facts of the matter are that he was in the process of transferring the ownership of that land to another person who cut the trees. When he found out about it, he did not go through with the transaction, and since that time, the trees have grown back. So it's a falsehood that he cut the trees himself. It really is unfair to charge him with that when he in fact did not cut the trees.

"There's another issue that I think all of us should be aware of when we talk about Mr. De Luz. I believe that the environmental community should be represented both on the Board of Land and Natural Resources and on the Land Use Commission. I would suggest to you that Mr. De Luz is in fact an environmentalist, as I am. I'm an environmentalist, and I'd like to ask all of you, what is an environmentalist? An environmentalist is not necessarily someone who goes to college and gets a degree in environmentalism. It's someone who supports conservation and preservation of our natural environment. Many of the great people that are recognized as environmentalists don't have backgrounds in environmentalism. The founder and CEO of Earthtrust has a degree in geophysics. The Sierra Club gentleman that's down here lobbying all the time has a degree in engineering or has an engineering background. The Sierra Club Chapter on Kauai has a retired teacher heading up the effort there. On Oahu the Oahu spokesman for the Sierra Club is a lawyer. On Maui, the Sierra Club representative is a real estate company, someone I think the environmentalists might say is the enemy of the environment.

"I'm a surfer. I voted in favor of the bottle bill, much to the consternation of some of the people on my side of the aisle. I voted to stop beach land from being acquired by eminent domain and condemnation. I was in the Save Our Surf committee to stop Sandy Beach from being developed and I'm presently working with the administration to put the Northwest Islands into stewardship and make it the world's largest natural area reserve.

"Mr. De Luz could be described as an environmentalist. He's a rancher. Ranchers make their living off stewardship of land. Ranchers have to make sure that the water is there, the grass is there. They have to manage their land intelligently so it continues to be bountiful. For these people who are on the witch hunt against Mr. De Luz to say that he's not an environmentalist and should not be on the Board of Land and Natural Resources is just an outright misrepresentation of fact.

"I would urge my colleagues not to jump on this convenient 'politically correct' bandwagon and vote in favor of Mr. De Luz. He's a good man, a local boy who spent his life on the Big Island and has been wrongfully attacked.

"The attacks on him were so petty, Mr. President and colleagues, that someone was challenging the fact that a lawyer helped him write his testimony for the Committee when he came in for advise and consent in front of Water, Land, and Agriculture. The reason I say it was petty is because Mr. De Luz is blind and he needed help writing his presentation, and quite frankly also wanted help to make sure that he had his T's crossed and his I's dotted correctly. So Mr. De Luz has been wrongfully attacked and wrongfully ascribed as being anti-environment when in fact he is a well-qualified local boy whose history goes back four generations on the Big Island. He is a keiki o ka aina. He is an environmentalist, and he deserves to be on this board and not be subject to this environmentally correct lynching.

"I would urge my colleagues to vote in favor of this nomination."

Senator Kokubun rose to speak against the nominee and said:

"Mr. President, I stand in opposition to Gov. Msg. No. 428.

"Mr. President, this is not an easy thing for me to do. I have known Frank De Luz for a number of years, in fact I had the opportunity to serve with Mr. De Luz on the Hawaii County Council. However, I would just like to bring to my colleague's attention the fact that the Board of Land and Natural Resources to me is one of the most important boards or commissions in the State of Hawaii. It deals with our natural resources. We need to be sure that people who serve on this board know resource management, that they know what their responsibilities are with respect to state lands, and that they can do so in a manner that would avoid any sort of perception of conflict, if you will, in terms of how these decisions are being made.

"The good Senator from Waimanalo makes a good point that Frank De Luz is a self-made man. I do not deny that at all. He has worked hard his whole life and I credit him for that. And in our discussion at the confirmation hearing before your Committee on Water, Land, and Agriculture, I want to assure my colleagues that this was not a lynching; this was not an opportunity to castigate Mr. De Luz. Now, I'm not necessarily representing all who have submitted testimony in opposition to Mr. De Luz, but I think your Committee had a very objective approach in asking Mr. De Luz some of the critical questions that needed to be answered.

"Let me just start by saying first, with respect to the violation where he cut trees down in a special management area, even though the land was in escrow, the fact of the matter is that Mr. De Luz was the owner of the land. He also acknowledged the fact that this was a wrongful act and paid the fine. So in my mind, he was a partner to what was going on and he was a willful player in what occurred on his land. To his credit, though, he did admit that it was wrong and he paid the fine. But I think for us, especially for a board member, we cannot always look retrospectively. We need to be prospective in how decisions are going to be made that affect the resources of our state.

"The other point that for me was the turning point in my decision was his response to what constitutes conflict of interest. In his mind, Mr. De Luz feels that by turning his businesses over to his holdings over to his daughters, that that would eliminate any sort of conflict of interest. In particular, there is a revocable permit that Mr. De Luz has with the state

for pasture land and he would be making decisions with respect to the disposition of that revocable permit. In his response to how he would address that issue, he again indicated that he would turn the revocable permit over to his daughter and hence that would eliminate any sort of conflict on his part in terms of decision making.

“Mr. President, I feel that we have to demand the best from our members, particularly for the Board of Land and Natural Resources and, as will be upcoming later, for the Land Use Commission. I know that those are just two boards and commissions under the purview of the Water, Land, and Agriculture Committee but I really think that those are such critical commissions because they make far reaching decisions about our valuable resources and the use of our lands in Hawaii.

“So for that reason, Mr. President, I cannot support Mr. De Luz for this position. Thank you.”

The motion was put by the Chair and, Roll Call vote having been requested, failed to carry on the following showing of Ayes and Noes:

Ayes, 5. Noes, 19 (Baker, Bunda, Chun Oakland, English, Espero, Fukunaga, Hanabusa, Hee, Hooser, Ige, Ihara, Inouye, Kanno, Kim, Kokubun, Menor, Nishihara, Sakamoto, Tsutsui). Excused, 1 (Taniguchi).

Stand. Com. Rep. No. 3827 (Gov. Msg. No. 473):

By unanimous consent, Stand. Com. Rep. No. 3827 was received and placed on file.

At 12:23 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:24 o'clock p.m.

Senator Espero moved that the Senate advise and consent to the nomination of ALMA A. CABERTO to the Land Use Commission, term to expire June 30, 2010, seconded by Senator Hogue.

At 12:25 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:27 o'clock p.m.

The motion was put by the Chair and failed to carry on the following showing of Ayes and Noes:

Ayes, 4. Noes, 21 (Baker, Bunda, Chun Oakland, English, Fukunaga, Hanabusa, Hee, Hemmings, Hogue, Hooser, Ige, Ihara, Inouye, Kanno, Kim, Kokubun, Nishihara, Sakamoto, Taniguchi, Tsutsui, Whalen).

FINAL READING

MATTERS DEFERRED FROM TUESDAY, MAY 2, 2006

Conf. Com. Rep. No. 187-06 (S.B. No. 2133, S.D. 2, H.D. 2, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 187-06 be adopted and S.B. No. 2133, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Tsutsui.

Senator Ihara rose in opposition to the measure and said:

“Mr. President, I rise to speak in opposition to this bill.

“I am opposed to this bill because this is one of the two gut and replace bills that clearly did not get three readings. This one did not have three readings in the Senate. The other bill is H.B. No. 237. Because of the Taomae v Lingle court case, I believe that there is a legal cloud over this bill, actually both bills, and a lawsuit may be needed to remove this cloud.

“On the contents of this bill, I am in favor of Part I and I have reservations on Part II. Mr. President and colleagues, I plan to request and propose a rule change next Session on a germaneness rule that most other legislatures already have in their rules. A germaneness rule would limit amendments to bills to what is germane to the original contents of the bill. I believe such a rule will resolve the gut and replace problem and end the legal cloud in the future. Thank you.”

Senator Hemmings rose and said:

“Mr. President, will the previous speaker yield to a question?”

The President then posed the question, and Senator Ihara having answered in the affirmative, Senator Hemmings inquired as follows:

“Good Senator, how would that affect the customary practice of introducing vehicle bills?”

Senator Ihara responded:

“For short form bills, the process is that it comes down to the Floor. A short form bill is passed on First Reading; the substantive contents are inserted into a short form bill, which then goes back to the Floor for a reading and referral back to be recommitted to the Committee that submitted the substantive contents and then a hearing is held. So in effect, four readings are held – three readings on the substantive contents of such a bill is held.”

Senator Hemmings then said:

“Thank you, Senator. Thank you, Mr. President.”

Senator Ige then rose and said:

“Mr. President, I would just like to note my support with reservations.”

The Chair so ordered.

Senator Nishihara requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 187-06 was adopted and S.B. No. 2133, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Ihara, Slom, Trimble).

Conf. Com. Rep. No. 208-06 (H.B. No. 3056, H.D. 2, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 208-06 and H.B. No. 3056, H.D. 2, S.D. 2, C.D. 1, was deferred to the end of the calendar.

FINAL READING

Conf. Com. Rep. No. 238-06 (S.B. No. 2546, S.D. 1, H.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 238-06 and S.B. No. 2546, S.D. 1, H.D. 2, C.D. 1, was deferred to the end of the calendar.

Conf. Com. Rep. No. 239-06 (H.B. No. 2043, H.D. 2, S.D. 3, C.D. 1):

Senator Chun Oakland moved that Conf. Com. Rep. No. 239-06 be adopted and H.B. No. 2043, H.D. 2, S.D. 3, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Tsutsui.

Senators Inouye and Ihara requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 239-06 was adopted and H.B. No. 2043, H.D. 2, S.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen).

Conf. Com. Rep. No. 240-06 (H.B. No. 2258, H.D. 1, S.D. 2, C.D. 1):

Senator Chun Oakland moved that Conf. Com. Rep. No. 240-06 be adopted and H.B. No. 2258, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Hemmings rose and said:

"Mr. President, I rise for a conflict ruling. My wife testified on the bill and is a beneficiary of TANF funds."

The Chair ruled that Senator Hemmings was not in conflict.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 240-06 was adopted and H.B. No. 2258, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 6 (Hee, Hemmings, Hogue, Slom, Trimble, Whalen).

Conf. Com. Rep. No. 241-06 (H.B. No. 2878, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Espero and carried, Conf. Com. Rep. No. 241-06 was adopted and H.B. No. 2878, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST TRADEWINDS FOREST PRODUCTS, LLC," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 242-06 (H.B. No. 2806, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Kokubun, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 242-06 was

adopted and H.B. No. 2806, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABILITY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 243-06 (H.B. No. 3036, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Menor, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 243-06 was adopted and H.B. No. 3036, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 244-06 (H.B. No. 3118, H.D. 1, S.D. 1, C.D. 1):

Senator Menor moved that Conf. Com. Rep. No. 244-06 be adopted and H.B. No. 3118, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose in opposition to the measure as follows:

"Mr. President, I rise in opposition to this bill.

"This bill was one of those bills that gave a great deal of humor to political writers and to analysts shaking their heads. This bill if it had been amended to say let's have responsible government, and let's have responsible labor unions, and let's have responsible special interest, it would be fine, but instead it singles out corporations and it's going to have a team, now it's down to a task force. It will design what a model corporation should be – probably by most people who have never met a private payroll in their lives and don't know what it means to be subject to both the whims of consumers and customers and also to stockholders and investors.

"This bill is a sham. It would not improve business or corporations but would single them out. And if you read through the bill, the motives of the sponsors of this original legislation are very clear – they don't like business, they don't like corporations, but they have no other problem with anyone else in the community.

"So it's a bad bill and I urge a 'no' vote."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 244-06 was adopted and H.B. No. 3118, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen).

Conf. Com. Rep. No. 245-06 (H.B. No. 3261, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Espero, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 245-06 was adopted and H.B. No. 3261, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INGENUITY CORPORATION CHARTER," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Hemmings, Hogue, Slom, Trimble).

Conf. Com. Rep. No. 246-06 (H.B. No. 3060, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Fukunaga, seconded by Senator Espero and carried, Conf. Com. Rep. No. 246-06 was adopted and H.B. No. 3060, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Hemmings, Slom, Trimble).

Conf. Com. Rep. No. 247-06 (H.B. No. 2419, H.D. 1, S.D. 3, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 247-06 be adopted and H.B. No. 2419, H.D. 1, S.D. 3, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose in opposition to the measure and said:

"Mr. President, I rise in opposition to this bill.

"First of all, it creates a special fund. Secondly, it is a bill that talks about streamlining taxes but in fact really is not streamlining taxes at all. What the bill really wants to do is to enforce taxation of internet or out-of-state sales. We've talked about this bill before in the context of the fact that there are growing numbers of interstate sales and interstate activity. This bill was sold to us last year as being just a way of recapturing taxes that are due to the State of Hawaii because of non-collection of use taxes.

"There are so many problems with this bill, however, one of them goes back to the 1992 US Supreme Court decision referred to as the Quill decision, which prohibits states from taxing other states and entering into compacts with other states. That is reserved to the federal government unless the federal government passes legislation that allows the states to do that.

"One of the points that the proponents have made about this bill is that it's truly voluntary. In fact, as of October of last year, 19 states entered into a voluntary compact. That's a two-edged sword. It is voluntary right now but there can be no enforcement of collection or an attempt to collect for out-of-state site sales unless and until the federal government passes legislation which mandates and makes it compulsory that states do this. And as a matter of fact, the sponsors of this bill, the US Senators from the State of North Dakota, have said from the very beginning that this is what they want to do because they want to allow states to do this.

"So, if you are in favor of raising our taxes more, if you are in favor of taxing the internet, if you are in favor of taxing out-of-state sales and creating a tremendous burden for businesses and for consumers, then support this bill. If you want to have equity and you want to have our state tax department collect what is due, then support legislation, which we have already entered into, which would allow the state to do that. And by the way, the state, under Mr. Kawafuchi, has been very successful in collecting hundreds of millions of dollars that heretofore had not been collected. But make sure you understand that this bill has do to with new forms of taxation and increasing sales and excise taxes because that will be the ultimate result of this so-called streamlining. It is not streamlining. It is more fleecing of the taxpayers. Thank you."

Senator Fukunaga rose in support of the measure was follows:

"Mr. President, I rise to speak in support of H.B. No. 2419, H.D. 1, S.D. 3, C.D. 1.

"Mr. President, this bill is not a bill to raise taxes. It is simply a bill to collect those taxes that are currently due and owing; and which the State of Hawaii cannot currently collect.

"What this bill actually does is authorize several initiatives that will substantially modernize the way Hawaii state taxes are assessed, collected, and administered. Part I of the measure establishes an integrated tax services and management special fund to receive revenues from tax revenue generating initiatives resulting from the state's new tax information management system and appropriations from the Legislature. The special fund will be used to pay for upgrades to the state's tax computer system called the integrated tax information management system or ITIMS. It will help the Department of Taxation administer its responsibilities to implement the county surcharge on state tax, and it will help the Department of Taxation administer its responsibilities to implement the streamlined sales and use tax.

"Part II of the measure adopts amendments to Hawaii's tax laws to implement the streamlined sales and use tax agreement once the state is certified by the governing board of the streamline sales tax project. Adoption of the streamlined amendments do not mean, that on January 1st, our tax system will suddenly change overnight. It means that the State of Hawaii then has specific compliance laws for the national streamlined sales tax Governing Board to review, and to use in determining whether or not our amended general excise tax and use tax statutes meet all of the requirements of the national streamlining effort.

"This process generally takes some time because, in the review process, a state may determine that it may have to modify its statutes still further to address a compliance issue or that it wants to structure its implementation timetable over a longer period of time. Each state is different and the key is to structure the compliance effort to take advantage of technology advances or other procedural enhancements that can further simplify tax revenue collecting operations.

"It is precisely because the Department of Taxation now has the opportunity to build a comprehensive system that H.B. No. 2419, C.D. 1, represents an integrated software planning tool. With its ITIMS software upgrades, the Department of Taxation can address not only improvements in its ability to collect state taxes more efficiently, but it can also plan for and incorporate long-term needs such as the implementation of Hawaii's mass transit county surcharge and streamline sales tax collections in its overall system design.

"For these reasons, I urge my colleagues to vote in support of this measure. Thank you."

Senator Slom rose in rebuttal and stated:

"Mr. President, just a brief rebuttal.

"Again, with all due respect to the previous speaker, there was nothing said about the compulsory nature of this legislation, which is the aim and the objective and the only way that it will take place, and we are adding additional taxing authority. We are not talking about streamlining the State Department of Taxation or allowing them further ways of getting tax compliance. We're not even talking about the use tax here. What we're talking about is a national compact which

would establish, as the previous speaker glossed over very quickly, a board – a board that will set tax rates for the 50 states; a board that will not be politically accountable or visible to anyone; a board that represents bad government, bad taxation policies, and bad economics.

“I’m very passionate about this because I think that very few people understand what’s going on here. But I’m telling you unequivocally – this is a tax increase; it is across the board; it is getting around the Quill US Supreme Court decision; it is getting around the congressional ban on internet taxation, and that is what the objective and the purpose is, otherwise it would not be compulsory. Thank you.”

Senators Kim, Tsutsui and English requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 247-06 was adopted and H.B. No. 2419, H.D. 1, S.D. 3, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 5 (Hemmings, Hogue, Slom, Trimble, Whalen). Excused, 1 (Hooser).

Conf. Com. Rep. No. 248-06 (H.B. No. 957, H.D. 1, S.D. 1, C.D. 1):

Senator Taniguchi moved that Conf. Com. Rep. No. 248-06 be adopted and H.B. No. 957, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Inouye.

Senator Taniguchi rose in support and said:

“Mr. President, I have comments in support of this measure that I’d like to have inserted into the Journal.”

The Chair having so ordered, Senator Taniguchi’s remarks read as follows:

“Mr. President, I rise to speak in favor of this measure.

“The conference draft before us today provides meaningful income tax relief in three ways.

“First, this legislation expands the state’s individual income tax brackets by 20 percent providing long-term relief for all taxpayers, especially our low and middle income wage earners. The rate adjustment reflected in this measure is expected to return approximately \$39 million to our residents.

“The second component of this measure increases the state’s standard deduction amounts to 40 percent of the federal standard deductions. This provision alone will benefit approximately 312,000 taxpayers who do not claim itemized deductions and eliminate approximately 10,500 taxpayers from income tax liability altogether. It is estimated that 53 percent of our taxpayers who claim a standard deduction amount will benefit from this proposal at a cost of approximately \$11 million.

“And finally, Mr. President, this measure provides a one-time income tax credit to assist flood victims who suffered damage caused by the Manoa flood in late October of 2004 and more recently the devastating statewide floods that occurred earlier this year. Claims are anticipated to total \$9.5 million.

“Again, Mr. President, this measure provides very ‘real’ and meaningful tax relief for our citizens. I urge my colleagues to

support passage of H.B. No. 957, C.D. 1. Thank you, Mr. President.”

Senator Hemmings rose to speak in favor of the measure and said:

“Mr. President, I’m rising to speak, coincidentally enough, in favor of this bill.

“It’s rather difficult. We have a rather large tax surplus because of the booming economy. I might enter into the record also the economic fact that a large part of the success of our economy is because of national tax cuts which have spawned economic growth across this country and here in Hawaii. Our economy has indeed been booming to the sum of over \$600 million and on the way to \$700 million worth of surplus for the coming fiscal year.

“This Legislature, in its wisdom, has spent most of the money – a lot of it well spent. Some of it, as we talked about in the budget debate the other day, is questionable, most especially the education bureaucratic abyss that consumes more and more money every year while producing the same poor results. Somewhere along the line I heard that it was a definition of insanity.

“This bill is going to allow for approximately \$50 million in tax relief for the hardworking people of Hawaii, and I do mean the hardworking people of Hawaii. The statistics are that the lowest 20 percentile of the wage earners of the State of Hawaii pay the highest proportion of their wages in taxes – unconscionable. I know there are many people in the Legislature that as politicians are quick to tell everybody how they really are working for the little guy, the working people of Hawaii, and how they really do watch out for the less fortunate in our society. How ironic that the policies of those Legislators that vote in favor of the spending and taxing, as the Senator from Hawaii Kai so accurately pointed out, tax the poorest amongst us the heaviest. We are a state that taxes people for being sick. We are a state that taxes people for being hungry, the very food they put on their table. We are one of the few states that has the working poor paying taxes.

“We could have been wise in our decision making and how we spent our money. In some areas we spent it and spent it well and in other areas maybe ask for accountability before we hand, for instance the Department of Education, another \$250 to \$300 million. We could have passed on to the working men and women of Hawaii a substantial tax relief. This is one of those difficult times for voting on legislation. A lot of times they say getting 50 percent of what you want in politics is a good deal – the half-a-loaf syndrome. Well, this isn’t even half a loaf.

“Therefore, it’s hard for me to vote in favor of this, but at this point I guess something’s better than nothing. But how unfortunate it is that we have missed the opportunity to do what the Governor of the State of Hawaii has advocated and what many wise people have requested, and that is to give our working people, especially the working poor, the genuine tax relief that they deserve rather than this token tax relief.

“I urge my colleagues to consider this, one cryptic editorial writer in a paper even likened this to an election year tax relief so some that espouse to be the great protectors of the little guy and the less fortunate in our society can go back to the voters this year and say hey, we gave you tax relief, when we’re really giving the poor crumbs.

“I will vote in favor of this because as I said some things are better than nothing, but how unfortunate it is that we missed the

opportunity to give some real relief to the people who need it the most. Thank you, Mr. President.”

Senator Slom rose in support with reservations and stated:

“Mr. President, I rise in support of this measure with reservations.

“Like the previous speaker, I have a very difficult time voting for something that we’re always told this is the first step or this is the beginning or be patient, this is just a little bit. At the start of this Legislative Session the number one priority, the number one issue, the focus was on tax relief, and why not? We were talking then of a \$500 million surplus, then it went to \$600 million, and now it’s approaching \$700 million. Where does the surplus come from? It comes from overtaxing our residents, our citizens, our taxpayers.

“We wonder day by day. We’ve spent so much time in this Session on the poor, on homelessness, on people that are in need. Why do you think they’re in need? Why do you think we’ve created more homeless? Because we tax so much, because we’re the second highest tax burdened state in the nation. There is a genuine and very clear nexus between the two and yet we continue to spend without regard for tax relief. It wasn’t until the last night possible that we really took this bill seriously.

“Mr. President, you talked about this at the beginning and that was laudable and you supported efforts. You’ve supported efforts for a couple years. We should have passed these measures a couple of years ago. I am disappointed, frankly, that the Governor started out asking for \$300 million in tax relief and then backed down to \$120 million and then what do we wind up with – with \$50 million. That’s outrageous. The people should be here with pitchforks and torches. They should be complaining, but they’re too numb because they’re facing a 12½ percent general excise tax increase January 1st which this Legislature allowed to happen and passed. They’re facing water hikes, electric hikes, sewer hikes, real property hikes. Yesterday the postal system announced that the 39 cents stamp which has been in effect for at least three months now will go to 42 cents because of the increases.

“We keep taxing and taxing and spending and we don’t give anything back to the public. We were bound by the constitution to return money to the public. We haven’t done that, not even \$1.00, not \$100, not those plate lunches that the House Speaker talked about but \$800 in plate lunches is a lot for a lot of families.

“We take their money before they get it and then we say it’s our money and we talk about revenue losses. It’s not revenue losses – it’s money that we’ve taken from our citizens and we put them at risk. The ones that are capable are moving away. The ones that are not are down at pier one or they’re at one of the other parks or recreational facilities. And we wonder why those numbers keep growing. We wonder why people are struggling even at two and two-and-a-half jobs.

“Our job is really to take care of the health and welfare of the people and you can’t take care of the health and welfare when you deny them the right to choose how to spend their own money. For those people that said early on, ‘I don’t want a tax refund, I don’t want a credit, I want it all to go to education’ – gees, they’re only getting \$2 billion, let’s give them more. Let’s not hold them accountable; let’s just give them more money. If people want to do that, that should be their right. If they want to squander it on 10 plate lunches, that should be their right. Or if they just want to simply be able to pay their

ever escalating bills, that should be their right too, but instead we take that away from them.

“The standard deduction we didn’t even do what the Governor indicated was a minimum level of increase and improvement. Yes, spreading out the tax rates on the rate schedule, the brackets, that is a help. That will be beneficial, but we treat this as our money and it’s not our money. It’s the people’s money and we have done a lousy job of taking care of it.

“And oh yes, one more thing, Mr. President, these tax reductions become effective in two years – two years. The tax increases and the spending increases, which we have passed this year become effective immediately. So we will pay and pay and pay and then we’ll come back here next year or the year after and wonder why more and more people are unable to take care of themselves in Hawaii our paradise.

“We’ve got to get our priorities straight and I certainly wish the people would not put up with this. They talk to us sheepishly and quietly and many of them have given up. They don’t have faith and confidence in us. They don’t have faith and confidence in government. They just feel it’s a fait accompli, that everything will be taken, that all they can do is scratch out a living as best they can or go to an underground economy.

“We can and should and must do better than that, but we’re not doing it with this bill. Thank you, Mr. President.”

Senator Espero rose in support as follows:

“Mr. President, I rise in support of this measure.

“There’s a lot of rhetoric being said today, Mr. President. There is a lot. But this measure, as our previous speaker said, it does increase the standard deduction. It benefits the residents of Hawaii. It does expand the tax brackets. That benefits the people of Hawaii. And of course it does provide some flood relief. That benefits the people of Hawaii on Oahu and the neighbor islands which were recently hit with a disaster.

“The question was posed, where did the \$600 million surplus go? And that’s a very good question because I have residents asking where did you spend that money? So let’s tell the people – 51 percent of the funds, over \$300 million, went to our Department of Education for whole school classroom renovations, for repair and maintenance, for operating our public schools which educate the children of Hawaii. So, did they benefit from the extra taxes that came in that we looked at appropriating? Yes they did. So the people of Hawaii did benefit. Thirteen percent went to health and human services programs to the tune of \$76 million; the University of Hawaii, which educates our students, our children, and even many adults – \$55 million or 9 percent of the budget; housing and homeless, one of the most difficult issues which we are dealing with today and in the future – \$50 million, 8 percent; tax cuts – \$50 million, 8 percent; an energy package worth \$30 million because we know the importance of dealing with this energy situation that has been highly charged with the gas cap, the high price of oil, how are we going to make Hawaii more self-sustaining in terms of energy in our future needs; we looked at that very closely; a disaster package – \$20 million; an agriculture package worth \$15 million or 3 percent. So this is where the money went. It didn’t go into any of our pockets.

“Our job, we represent 1.2 million people in the State of Hawaii. They elected us, and the Democratic Majority did put together a package which some of our colleagues on the Republican side, although they may not agree with it, but I

think by them supporting it whether with reservations does show yes, we didn't do what they wanted, we didn't do what the Governor wanted, but we believe we did what the people wanted. I polled many people in my district and the majority of them said invest the money in education. And we are investing over \$300 million of this surplus in education.

"This benefits the people, Mr. President, and I urge all my colleagues to support this measure. Thank you."

At 12:57 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:59 o'clock p.m.

Senator Hemmings rose in rebuttal and stated:

"Mr. President, I rise in rebuttal to the previous speaker.

"I appreciate his point of view but the facts speak otherwise. The people of Hawaii have been misled by the education status quo. We went over the figures when we discussed the budget, but 10 short years ago the operating budget for the Department of Education was approximately \$880 million. At the end of fiscal year '07 it will be \$2.4 billion. Enrollment has not gone up. If the mantra, which it has been, is 'give us more money and we do a better job,' and we got a better job, I would say to the previous speaker hooray, hooray. We invested 15 billion additional dollars in public education in the last 10 years and we've got results to show for it, but by every standard the results are poor. We continue to lag the nation and continue in every measure to be one of the worst states in the nation for educating our children.

"I heard the Chairman of the Education Committee say well that's because the public schools take the rejects. How sad. No child is a reject. Private schools do a good job. We should empower them. Chartered schools do a good job and public schools should be doing a good job with the money they get.

"Mr. President, we were led to believe at the beginning of this Session that we would have to spend a lot of money on repair and maintenance at the schools. When we got the actual numbers the day before the Opening Day, there were over \$570 million in the pipeline, 200 unaccounted for in repair and maintenance. Let me give you the figures on the last three years in education repair and maintenance: 2005, \$243 million; 2006, \$215 million; this budget, which is eating up a lot of the surplus that could have been given in tax relief to the poor, \$228 million. Are the schools fixed? No. We spend more and they get worse.

"Where is the accountability? When do we say this DOE status quo power block, this unholy alliance has delivered us one of the most expensive and least performing public education systems, one of the most bureaucratically top-heavy systems in the nation, and we can't give tax relief because we continue to throw good money after bad. This isn't rhetoric. This is the truth.

"I am going to stand up for improving schools, putting money in the classrooms where the teachers are. A young teacher starting in the public education system gets a little over \$30,000 a year. What was high on the priority of the DOE's list this year? Give a \$5,000 raise to the bureaucrats pushing paper around because they're only making \$110,000 a year. I got a letter from Hahaione Elementary School reinventing education, which was a good campaign slogan a couple of years ago, that it was cutting funding for their librarian because they didn't have enough money to make payroll. And we're supposed to be

okaying in the education budget increases for the bureaucrats while they're laying off librarians for the children.

"He mentioned the Majority Party Democrats. Please do – please do stand up this year and tell the people of Hawaii what you did for education, because what you did was throw more money at it with no substantive change in governance or accountability as was proposed by our good Governor several years ago. He gave them a campaign slogan. And what are we doing this year regarding reinventing education because it's such a dilemma for the schools? We're throwing \$20 million at it so they don't have to implement it without anyone asking the question, what happens next year when the same question comes up?

"So when the rhetorical question is asked, where do we want to cut spending? We want to hold the DOE accountable and put the money in the classrooms so we don't have to throw good money after bad and the money we do save can be given back to the poor parents who are struggling to make ends meet and sending their kids to public schools and not getting education their good children deserve and not giving the support to the teachers in the classroom they deserve because the money is being consumed by a status quo bureaucracy that's only interested in sustaining itself.

"Mr. President, the numbers speak louder than the rhetoric in this Senate and the numbers are overwhelming. The taxpayers have been extremely generous with education and not gotten what they paid for, and that's why this paltry tax relief, I would suggest if things go the same way, may even be rescinded before they even get it over the next two years. You want to talk about rhetoric? I want to ask the rhetorical question, why isn't the tax relief being given now, immediately? We have the money now. The good Senator from Hawaii Kai is exactly right. Can someone on the other side of the aisle tell me why our good working people have to wait two years for tax relief? I'll sit down and wait for the answer, Mr. President. Thank you."

Senator Sakamoto rose to speak in support of the measure as follows:

"Mr. President, I rise in support of the measure with some comments in response to our previous speaker.

"The previous speaker mentioned Hahaione Elementary School, which was going to lose \$16,804, is going to end up gaining \$46,496. An answer in part to the rhetorical question, Hahaione School is being helped by money that's going to the department to this school as opposed to going somewhere else. I'm not going to be an apologist for the department. One reason why the schools have a \$525 million backlog is because in the tough times there wasn't tax revenue to do what we needed to do. People say fix the schools. In the past, DAGS and DOE had some challenges working with each other. The reform we passed places this burden with the department.

"I agree with the previous speaker that things can be improved, and let's work together to do that. Thank you, Mr. President."

Senator Ihara rose and said:

"Mr. President, can you please note my support of this bill with reservations."

The Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 248-06 was adopted and H.B. No. 957, H.D. 1, S.D. 1,

C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

At 1:07 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:51 o'clock p.m.

S.B. No. 2461, S.D. 1, H.D. 1, C.D. 2:

On motion by Senator Chun Oakland, seconded by Senator Baker and carried, S.B. No. 2461, S.D. 1, H.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GRANTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hee, Ihara, Menor, Taniguchi).

S.B. No. 218, S.D. 4, H.D. 1, C.D. 2:

On motion by Senator Baker, seconded by Senator Tsutsui and carried, S.B. No. 218, S.D. 4, H.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hee, Ihara, Menor, Taniguchi).

S.B. No. 2006, S.D. 3, H.D. 2, C.D. 2:

On motion by Senator Kokubun, seconded by Senator Hanabusa and carried, S.B. No. 2006, S.D. 3, H.D. 2, C.D. 2, entitled: "A BILL FOR AN ACT PROHIBITING SALES OF OPIHI," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ihara, Menor).

At 1:53 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:53 o'clock p.m.

FINAL READING

MATTER DEFERRED FROM TUESDAY, MAY 2, 2006

Conf. Com. Rep. No. 237-06 (S.B. No. 2956, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 237-06 and S.B. No. 2956, S.D. 2, H.D. 2, C.D. 1, was deferred to the end of the calendar.

MISCELLANEOUS COMMUNICATION

Misc. Com. No. 7, from the Board of Trustees of the Hawaii Employer-Union Health Benefits Trust Fund, dated May 1, 2006, transmitting its Annual Report, prepared by Garner Consulting, was read by the Clerk and was placed on file.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 164 to 169) were read by the Clerk and were disposed of as follows:

Senate Resolution

No. 164 "SENATE RESOLUTION AMENDING THE RULES OF THE SENATE OF THE TWENTY-THIRD LEGISLATURE OF THE STATE OF HAWAII TO PROVIDE ADDITIONAL TIME TO CONSIDER GUBERNATORIAL NOMINATIONS."

Offered by: Senators Hanabusa, Kokubun, Taniguchi, Kim, Sakamoto, Hee, Tsutsui.

Senator Hanabusa moved that Senate Rule 85(1) be suspended, seconded by Senator Hee.

Senator Hanabusa noted:

"Mr. President, in order for the Senate to consider a new Rule, we must have one day's notice and what I'm requesting here is a suspension of Rule 85(1) so that we may take up S.R. No. 164."

At 1:54 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:55 o'clock p.m.

The motion was put by the Chair and carried.

Senator Hanabusa moved that S.R. No. 164, be adopted, seconded by Senator Hee.

Senator Hanabusa rose and said:

"Mr. President, you and my colleagues are in receipt of a letter that I sent to the Governor raising a concern about the fact that the gubernatorial nominees are coming down on the 51st Day. In my letter I asked the Governor for her input. The Governor wrote on May 2nd stating that she had really no objection if we require that she provide nominees by the 41st Day.

"Mr. President, this resolution amends our Senate Rule 37, subpart 2, to require that we receive any governor's nominees to the Senate by the 41st Day. This then entails and will allow for the community to know and for people to participate in the process, because as it is now, we're in Conference by the 51st Day and we're scrambling for committee rooms, to get notices out and we're barely making it on time. I believe that the public is best served if we have a move in our Rules to the 41st Day.

"Thank you, Mr. President."

The motion was put by the Chair and carried, and S.R. No. 164, entitled: "SENATE RESOLUTION AMENDING THE RULES OF THE SENATE OF THE TWENTY-THIRD LEGISLATURE OF THE STATE OF HAWAII TO PROVIDE ADDITIONAL TIME TO CONSIDER GUBERNATORIAL NOMINATIONS," was adopted.

No. 165 "SENATE RESOLUTION STATING THE INTENT OF THE LEGISLATURE REGARDING THE EFFECTIVE DATE OF HOUSE BILL NO. 2043, HOUSE DRAFT 2, SENATE DRAFT 3, CONFERENCE DRAFT 1."

Offered by: Senator Chun Oakland.

On motion by Senator Hee, seconded by Senator Hogue and carried, S.R. No. 165 was adopted.

No. 166 "SENATE RESOLUTION REQUESTING THE CONTINUATION OF THE HIGH CORE PROGRAM FOR ALIENATED YOUTH."

Offered by: Senators Menor, Bunda.

On motion by Senator Hee, seconded by Senator Hogue and carried, S.R. No. 166 was adopted.

No. 167 "SENATE RESOLUTION AMENDING THE SENATE RULES RELATING TO ETHICS."

Offered by: Senator Bunda.

By unanimous consent, action on S.R. No. 167 was deferred.

No. 168 "SENATE RESOLUTION AMENDING THE SENATE RULES RELATING TO INTERNSHIPS."

Offered by: Senator Bunda.

By unanimous consent, action on S.R. No. 168 was deferred.

No. 169 "SENATE RESOLUTION AMENDING THE SENATE RULES RELATING TO FUNDRAISERS."

Offered by: Senator Bunda.

By unanimous consent, action on S.R. No. 169 was deferred.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 864 to 868) were read by the Clerk and were placed on file:

Hse. Com. No. 864, returning S.C.R. No. 84, which was adopted by the House of Representatives on May 2, 2006.

Hse. Com. No. 865, returning S.C.R. No. 91, S.D. 1, which was adopted by the House of Representatives on May 2, 2006.

Hse. Com. No. 866, returning S.C.R. No. 105, which was adopted by the House of Representatives on May 2, 2006.

Hse. Com. No. 867, returning S.C.R. No. 172, S.D. 1, which was adopted by the House of Representatives on May 2, 2006.

Hse. Com. No. 868, returning S.C.R. No. 104, which was adopted by the House of Representatives on May 2, 2006.

At 1:58 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 2:55 o'clock p.m.

FINAL READING

MATTERS DEFERRED FROM EARLIER ON THE CALENDAR

Conf. Com. Rep. No. 208-06 (H.B. No. 3056, H.D. 2, S.D. 2, C.D. 1):

Senator Kokubun moved that Conf. Com. Rep. No. 208-06 be adopted and H.B. No. 3056, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Slom.

Senator Ige rose in opposition to the measure and said:

"Mr. President, I rise to speak in opposition to this measure.

"Kawai Nui Marsh is a 746-acre wetland located between the Koolau Mountains and Kailua Bay. It is the largest freshwater marsh in the Hawaiian Islands. Between the marsh and the bay lies a large portion of the community of Kailua where hundreds of families have made their homes for more than 40 years. On most days, Kawai Nui is a quiet serene sanctuary for many endangered species and plants, but on January 1st, 1988, it became a nightmare. A winter storm drenched the Windward side and rainwater overwhelmed the marsh. Hundreds of homes in Kailua were destroyed when floodwaters reaching five to six feet deep inundated private residences, businesses and personal property. The devastation and destruction was tragic and it was clear that the job to maintain and manage the marsh was bigger than the City and County of Honolulu, who owned the marsh. Everyone would have to step outside of their comfort zone to develop and implement a comprehensive plan to repair, maintain and restore the marsh and minimize the risk to the surrounding communities.

"After much discussion and negotiations and encouragement from elected officials, the City and County of Honolulu and the State of Hawaii reached a mutual agreement on how to best manage the marsh. The Legislature endorsed this agreement in Act 314 of 1990. That mutual agreement between the city and the state designated that the city would commit to complete all of the flood control projects that the US Army Corps of Engineers had identified to mitigate the flood exposure of the marsh. They would also transfer the marsh and the levy system to the state in fee title. The state agreed to develop the marsh and establish it as a wildlife sanctuary in recognition of its important contributions to the environment as a natural resource.

"In 1998, once again the Legislature endorsed a mutual agreement between the city and the state to adjust that agreement. The city and DLNR officials agreed to provide a buffer area to maintain the levy. In addition, the city agreed to retaining the Kaelepulu Drainage Channel and the state accepted ownership of Oneawa Channel. Once again this was a mutual agreement between the city and the state.

"Through agreement and shared ownership and stewardship, the city and state have addressed many of the safety needs and concerns of the residents living closest to Kawai Nui Marsh. Today, the city has completed all of the flood control projects that it committed to back in 1990 and has forwarded documents to the state to transfer ownership of the marsh to the state as agreed to back in 1990 and reaffirmed in 1998.

"I oppose H.B. No. 3056, C.D. 1, for a number of reasons. Foremost amongst them is that this is not a mutual agreement. C.D. 1 represents the state's plan for managing the marsh. The city and county has voiced their objections to that agreement. Mr. President, I would like to have inserted into the Journal a memo from the city and county stating their opposition to C.D. 1. (The chair so ordered.) But what are the problems with C.D. 1, members? First and foremost, it is a unilateral agreement of the state. It represents no discussion or conversation with the City and County of Honolulu. Next, it changes the boundaries of the agreement. It changes what was agreed to be transferred in a way that clearly the state had embraced in 1990 and then reaffirmed in 1998. And probably the worst part of this measure, the thing that I oppose the most, is that it puts in jeopardy the people of Kailua.

"Conference draft one states, 'Nothing in this Act requires the state to maintain any flood control program relating to Kawai Nui Marsh.' Members, flood control activities within the marsh is the single most important activity that we can do to

ensure the safety of the citizens of Kailua. Clearly the levy is the absolute last resort protection for that community to prevent them from being inundated once again like they were on New Year's Day in 1988.

"Mr. President, in our business our word and our commitment is oftentimes our most valuable assets. Sixteen years ago we all – the city, the state, the Legislature – made a commitment to the citizens of Kailua to a comprehensive collaborative plan to repair, maintain, and restore Kawai Nui Marsh. Eight years ago, we all once again reaffirmed our commitment – the city, the state, and the Legislature – to protecting the people of Kailua. This measure before us trashes that commitment. I, for one, will not break my commitment and turn my back on the people of Kailua and I will be voting 'no' on this measure and I urge all of you to do the same.

"Thank you."

The Chair having so ordered, the memo from the City and County of Honolulu is identified as ATTACHMENT "A" to the Journal of this day.

The motion was put by the Chair and failed to carry, Conf. Com. Rep. No. 208-06 failed to be adopted and H.B. No. 3056, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAWAI NUI MARSH," having been read throughout, failed to pass Final Reading on the following showing of Ayes and Noes:

Ayes, 6. Noes, 19 (Baker, Chun Oakland, English, Espero, Fukunaga, Hanabusa, Hee, Hooser, Ige, Ihara, Inouye, Kanno, Kim, Menor, Nishihara, Sakamoto, Taniguchi, Trimble, Tsutsui).

Conf. Com. Rep. No. 238-06 (S.B. No. 2546, S.D. 1, H.D. 2, C.D. 1):

By unanimous consent, Conf. Com. Rep. No. 238-06 and S.B. No. 2546, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," were recommitted to the Committee on Conference.

Conf. Com. Rep. No. 237-06 (S.B. No. 2956, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Hee and carried, Conf. Com. Rep. No. 237-06 was adopted and S.B. No. 2956, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 170 to 175) were read by the Clerk and were disposed of as follows:

Senate Resolution

No. 170 "SENATE RESOLUTION RETURNING ALL BILLS, CONCURRENT RESOLUTIONS, AND RESOLUTIONS TO THE CLERK'S DESK."

Offered by: Senators Hanabusa, Hemmings.

At 3:04 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:07 o'clock p.m.

On motion by Senator Hee, seconded by Senator Hogue and carried, S.R. No. 170 was adopted.

No. 171 "SENATE RESOLUTION AUTHORIZING THE PRESIDENT TO APPROVE THE JOURNAL OF THIS SENATE FOR THE SIXTIETH DAY."

Offered by: Senators Hanabusa, Hemmings.

On motion by Senator Hee, seconded by Senator Hogue and carried, S.R. No. 171 was adopted.

No. 172 "SENATE RESOLUTION RELATING TO THE PRINTING OF THE JOURNAL OF THE SENATE."

Offered by: Senators Hanabusa, Hemmings.

On motion by Senator Hee, seconded by Senator Hogue and carried, S.R. No. 172 was adopted.

No. 173 "SENATE RESOLUTION AUTHORIZING THE PRESIDENT TO DESIGNATE THE EMPLOYEES WHO WILL WORK AFTER ADJOURNMENT."

Offered by: Senators Hanabusa, Hemmings.

On motion by Senator Hee, seconded by Senator Hogue and carried, S.R. No. 173 was adopted.

No. 174 "SENATE RESOLUTION REGARDING COMPLETION OF THE WORK OF THE TWENTY-THIRD LEGISLATURE SUBSEQUENT TO THE ADJOURNMENT THEREOF."

Offered by: Senators Hanabusa, Hemmings.

On motion by Senator Hee, seconded by Senator Hogue and carried, S.R. No. 174 was adopted.

No. 175 "SENATE RESOLUTION INFORMING THE HOUSE AND GOVERNOR THAT THE SENATE IS READY TO ADJOURN SINE DIE."

Offered by: Senators Hanabusa, Hemmings.

On motion by Senator Hee, seconded by Senator Hogue and carried, S.R. No. 175 was adopted.

Senator Baker rose on a point of personal privilege as follows:

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

"Colleagues, on your desks is a resolution of thanks from the American Cancer Society for being the first Body in the Nation to adopt a resolution, which we did early in this Session, supporting the 2015 initiative to ensure that we will, as a state, work towards a reduction in cancer's morbidity and mortality.

"On a personal note, I'd just like to thank all of my colleagues for the outstanding Session that we concluded in the area of health. The two smoking measures that we passed are clearly landmark legislation in terms of helping to reduce the affects of second-hand smoke and to be a deterrent for people who have not started to smoke as well as an incentive for people who are trying to quit.

"We passed a number of other very important measures in the area of health and human services and I just want to thank

all of my colleagues here for their support and assistance throughout this Session. Thank you, Mr. President.”

At this time, President Bunda delivered his closing remarks as follows:

“As we near the end of the Session, I’m reminded of a line from my Opening Day speech – I said that we were capable of resolving even the most persistent of problems if we set aside politics and simply strive to do the right thing for the right reasons. Colleagues, on most issues this Session, we did just that and I would like to thank all of you for your role in making this Session one of the most productive in memory.

“On one hand the budget surplus made it easier for us to meet the basic requirements of a solid financial plan, and on the other, it made the process that much harder. As we all know, expectations grow proportionately with the size of the pie and this year the pie was substantial and everyone – everyone – wanted a piece of that pie. Our job, therefore, was to prioritize the needs of the state as a whole.

“Education, of course was our top priority. We allocated funds for overdue repair and maintenance and ensured that the academic needs of our students are adequately provided for. We continue to do work on one of the state’s most persistent and nagging issues – these are affordable housing, setting aside monies for the homeless, as well as for the rental housing trust fund. While the energy focus was on the gas cap, we also tackled the more critical and long-term challenge of reducing our dependence on oil.

“Perhaps one of the most important accomplishments of this Session was tax reform. For the first time in 20 years we adjusted tax brackets and raised the standard deduction that will provide \$50 million of tax relief to our working poor and middleclass. It is my hope that we can continue to lower the cost of living by further adjustments to our tax structure. We need more tax breaks for the men and women in the middle who fund the bulk of government services. We have taken an important step toward meaningful tax reform this Session. Although it is a move in the right direction, it is certainly not the end of the line for tax reform.

“I want to express my gratitude to all of you who worked hard to ensure that we stayed on course. I would like to also thank our colleagues in the House for their cooperative efforts in achieving our goals, especially the Speaker of the House to whom I owe a debt of gratitude. I want to acknowledge, too, the contributions of our loyal opposition in the Senate under the Minority Leadership. The Minority members were an integral part of a bipartisan effort to achieve what was in the best interest of the public.

“I’m sure we did not accomplish all that we hoped to do, but we set the bar high and had high expectations for this Session. I believe we can be proud of our list of accomplishments. When all is said and done, I believe it can be said that we in fact did the right things for the right reasons.

“Again, thanks to all and I look forward to working with all of you next Legislative Session. Aloha and mahalo.”

Senator Kanno rose on a point of personal privilege as follows:

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

“Mr. President and colleagues, I would like to express my appreciation to my colleagues here in the Senate. I have decided with the counsel of my family – that I will not run for

reelection this fall. I will be leaving the Senate at the end of my term after serving for 14 years.

“After much deliberation with my wife, the decision I made was about putting my family first. The kids are growing up too quickly and with the passing of my father, Toshio Kanno, and my wife’s mother, Clodagh Ah Tou, I came to realize how short life really is. My children lost two of their grandparents within a 2-year period. Just a note about my dad – he was my role model. He worked his whole life as an electrician. He was a proud union member of the International Brotherhood of Electrical Workers – Local 1186 and I learned from him the value of labor unions and their role in advocating for the rights of all working men and women. We all are the beneficiaries.

“I want to acknowledge and thank the voters that elected me to office. Together with a capable staff, we worked hard to do our best representing our district. Mahalo to the residents that I currently represent in Kapolei, Makakilo, Honokai Hale/Nanakai Gardens, Ko Olina, Kalaeloa, Village Park, Royal Kunia and Waikele. And a mahalo to the residents that I represented for 10 years before reapportionment in Ewa, Ewa Beach, West Loch and Lower Waipahu. Mahalo to those who went above and beyond to help me; a special thank you to Maeda Timson, Jane Ross, Martha Makaiwi, Dee White, Mike Dias, Aunty Arline, Eaton, Roy Wickramaratna and Goro Arakawa.

“While in the Senate, I have chaired and co-chaired a number of committees, including Agriculture, Consumer Protection, Judiciary and Labor. Much of my time here has been spent advocating for working people, like my father and Grandma Clodagh. In our island’s unique history, Hawaii’s sugar and pineapple plantations were followed by a tradition of protections guaranteed in our law for Hawaii’s working people. When our economy was struggling, the business community was urging the Legislature to reduce the cost of doing business. Their concerns were accommodated but we also realized that we could not sacrifice the protections in our laws for working people. Now that the economy is strong, the business community is back again still urging the Legislature to reduce the cost of doing business. We try to help businesses at the same time keeping in mind our obligation to ensure that workers are not sacrificed and hurt by our actions. To this end, on Tuesday, Senate Bill 2190 was passed by the Senate and the House that provides over \$100 million in savings in unemployment insurance for Hawaii’s businesses.

“There are a number of people that I need to acknowledge and thank. I have been blessed with an amazing office manager, Jan Lehner. She’s been by my side for eight years with a dedication and commitment that is unrivaled. In the most stressful of situations, Jan is able to put on a smile. When an angry constituent is on the phone, and Jan has to tell them some bad news, you know what, they tell her ‘thank you!’ and they mean it. When faced with unbearable stress, Jan likes to say, ‘make like a duck, and have it go right off your back.’ She knows the workings of the Legislature just as much as anyone here. I can’t thank her enough for all that she has done for me and our community throughout these years. I have had outstanding staff, through the years, including Sharon Alvarado, and the staff this year: Trina Ishii, Isaac Goya and Haruki Fukumitsu. In the gallery, and I’d like to ask them to stand, are members of our staff. We have Jan Lehner, Trina Ishii and Isaac Goya. (Jan, Trina and Isaac rose to be recognized.) Seated with them is my wife, Lorrie, and my oldest daughter Keolanui. If they could please rise. (Mrs. Kanno and Keolanui rose to be recognized.)

“My family has been with me through it all. There is nothing that I can say to adequately recognize how important my wife,

Lorrie, is to me. When the going gets tough, it's great knowing that she's behind me 110 percent. In addition to being an incredible wife and mother, she works everyday in the Waipahu community with families living at the breaking point. She keeps me real and in touch with the needs of families who are economically challenged as well as those working single parent families who are struggling to make ends meet. My children, Keolanui, Kaulana and Kala'i, have helped me to remember what's important. They will be the first to tell you, 'ohana is most important. My mother, Kay Kanno, is an amazing woman. She was there when I first ran for office and has been working hard to help me for 14 years. You all know how important family is; they remind you where you came from and why you ran for office in the first place.

"To you, my colleagues and supporters, I say thank you. You allowed me to reach for my potential and enjoy the work that was rewarding, challenging and fulfilling. Mahalo and a hui hou."

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

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

"Colleagues, Mr. President, it has indeed been an interesting and we believe a productive Session. On this side of the aisle it's oftentimes difficult to see victory because of the makeup of this Legislative Body. It's difficult sometimes to claim victory when all we see is partisan votes and initiatives that we believe in with our hearts go down not because of the merit of the issue but because of the label of the political party proposing them. I'm here today to declare victory not only for our perspective but for your perspective, but most importantly from the perspective of the people of Hawaii.

"Looking back over this Session, yes we have done some things that we have not done before. In the area of energy, after years and years and years we've recognized that for too long we've given free reign to a monopoly public utility that has our electrical rates 150 percent above the national average – 8 cents a kilowatt hour on the average on the mainland, 20 cents here. This Legislature in a bipartisan manner with the leadership of the Governor all agreed on an energy package. Unfortunately, we did not get what we all wanted. Part of it could be attributed to the embedded lobbyist high-paid executives working in Legislator's offices that water down the legislation. But I will tell you that the PUC, who much of the authority has been delegated to, is not in control of the special interest anymore. With the Governor's appointees, they will do what's right for the energy consumers of Hawaii.

"This state, more than any other state, is capable of being energy independent. This Legislature in its wisdom with bipartisan support invested money in hydrogen development. Someday within our lifetime we will be driving hydrogen fueled cars produced by renewable energy in the State of Hawaii. We can lead the world in this effort freeing us from the geopolitical ties to Mideast oil and freeing us from the pollution of fossil fuel burning energy.

"We can claim victory on crime, and I want to look right across the aisle to the Chair of the Judiciary Committee and thank her personally for doing what's right and not what is politically expedient. Under your leadership, Chairman, of the Judiciary Committee, we did pass a meaningful three-strikes and you're in jail law that is going to take violent criminals off the street. And in spite of the debates, it's going to save lives and it's going to save money and it's eventually going to reduce the number of people in prisons because criminals will not take the risk of doing the crime. Thank you, Madame Chairman.

"Thank you also for our wiretap law. We all can declare victory that now our laws are going to be in compliance with federal standards so that we can use evidence and put criminals in jail that the federal government has so assiduously pursued. Criminals that are profiteering at selling drugs are no longer going to get a free card to get out of jail because our wire tap laws did not conform with federal laws.

"We, in a bipartisan effort, once again with the help of the Governor can claim victory on housing initiatives. They're going to make it easier to build affordable housing in a very, very difficult market.

"We can declare victory on health initiatives. I want to add my thank you to the Chairman of the Health Committee for relentless efforts to stop the most insidious self-induced disease there is – cancer caused by smoking. We appreciate the victories for the people of this state. Even those who smoke, like a gentleman who called me with a wheezing voice saying he doesn't want to smoke but he will nevertheless continue.

"The gas cap, a victory for the consumers and a victory for what we know is free enterprise where the consumer is a regulator of the economy, not politicians.

"Yes, there are indeed some things we have to really look at. Tax relief was not what it should have been. I will say that if we did nothing else for public education this Session, the public has become aware that we have been very generous with public education, and someday we're going to ask for accountability for the money we've thrown at it.

"We did not provide malpractice insurance. There are going to be people that are going to be in emergency situations that are going to be going to emergency rooms and the doctor is not going to be there. And trust me, the lawyers who have made millions at this crisis aren't going to be there either.

"The business environment – it's a very interesting perspective and maybe that's the difference we have in political labels. There is a problem there and we have to come back next year and address some of the situations. Workers' comp insurance rates continue to plague businesses. The unemployment insurance bill we passed this year was not reform. Over the long haul, businesses are going to pay more.

"I just want to introduce into the record, Mr. President and colleagues, that the blue collar laborers are not being served well either by what we're doing. They're suffering in a bad economy. Their companies do not have enough money for pay raises. They do not have enough money for the fringe benefits and the other benefits, and if we all work together in a nonpartisan manner to start addressing some of the problems, I think we can serve everybody's interest, business and labor together.

"In closing, Mr. President and colleagues, I want to also thank you and your leadership and your team. This forum functioned well this year. It functioned as a democracy. There were no longer motions from the Floor to close debate because one interest group or another did not want to hear open and free debate on the issues. What's really wonderful is there were several times this year when decisions were made on this Floor and not in caucus rooms based on the merit of the issue and the temper of the debate. That is healthy, wonderful democracy and for that we can be very proud.

"So as we all leave this Session with different perspectives on it, I would like to leave the Majority Party colleagues a note of thank you for allowing us to participate in the process. From

our perspective, there's lots to be done but we're on the way. I'm hoping that we, the Minority, can learn to work with you constructively where we can and get the respect for not doing so where it is warranted.

"Thank you, Mr. President, and thank you, colleagues."

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

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

"I just wanted to tell my colleagues I want to say thank you and mahalo for putting up with me. I'm proud to be part of this Senate and to have the debates that we had and of the fact that we brought a lot of issues to the public and we didn't have any straw men or straw women. We had the best arguments possible on the issues. We could agree to disagree and yet come back the next day and still be friends and still discuss other issues. We had some very strange bedfellows from time to time, very strange votes, and that's the nature of the process.

"Mr. President, I want to thank you. I want to thank you for your remarks today and also for your leadership. Senator Kanno, I want to thank you for your 14 years of leadership, and as the person who sat next to you more than anyone else, I want to tell you I'm ready to assume the Chairmanship of the Labor Committee. (Laughter.) Yes, we'll go in a different direction, Senator Kanno, but you'll be free to testify.

"And finally, it wouldn't be the end of the Session unless I add to the accolades that were given to the Judiciary Chairwoman who also is the Majority Leader and who also today is celebrating a very special occasion. Many of us can remember a long, long, long, long, long time ago in a place far, far away near a landfill (laughter) a little girl was born. She didn't wear little dresses and pink and all. She was born in swaddling black and grew up in black. (Laughter.) I believe she was born in the year of the dog and that's why she became the pit-bull that we all know and love. (More laughter.) She's a lawyer, but I respect her. She's a liberal and I respect her. She's a labor attorney and I still respect her. And she's a wonderful radio personality with a wonderful partner and I sure do respect her. We wouldn't have the same kinds of debate and argument and the same kinds of legislation that ultimately help the people without Colleen Hanabusa. So it's my wish that we all wish her a very happy birthday and wish her best wishes for the future, and to the rest of my colleagues, the very same wish. Aloha and thank you."

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

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

"I had not planned to speak here but I'm making a big step in my life and I want to say thank you to all of you for your kindnesses and friendships over my two terms here in the State Senate. I'm going to remember quite a few things that have happened here over the past six years, certainly the great speech making of Senator Sam Slom, the quirky speech making of Senator Gordon Trimble, the sweetness of Suzie Chun Oakland, the thoughtfulness of Les Ihara, the great friendship with Norman Sakamoto, the tough toughness of Donna Mercado Kim, and the very, very kind words that I always got from you, Mr. President, Bobby Bunda. If I didn't mention you by name, you're probably running for Congress against me and I don't want to end up in your literature. (Laughter.)

"I will tell you all that I appreciate very much the opportunity to work with you. You're all great people and I know that you're very well intended even though we don't agree with each other from time to time. So, keep that smile on

your face and please just one more time – put your hands together for yourselves because you've all done a great job. Thank you very, very much. Thank you, Mr. President."

Senator Sakamoto requested his 2006 Legislative Accomplishments for the Committee on Education and Military Affairs be inserted into the Journal. The Chair having so ordered, Senator Sakamoto's insert is identified as ATTACHMENT "B" to the Journal of this day.

At 3:31 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:43 o'clock p.m.

ADJOURNMENT

Senator Baker moved that the Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, adjourn Sine Die, seconded by Senator Hogue and carried.

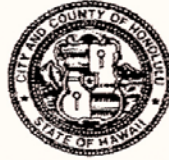
At 3:44 o'clock p.m., the President rapped his gavel and declared the Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, adjourned Sine Die.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate

ATTACHMENT "A"DEPARTMENT OF FACILITY MAINTENANCE
CITY AND COUNTY OF HONOLULU1000 Uluohia Street, Suite 215, Kapolei, Hawaii 96707
Phone: (808) 692-5054 • Fax: (808) 692-5857
Website: www.honolulu.govMUFI HANNEMANN
MAYORLAVERNE HIGA, P.E.
DIRECTOR AND CHIEF ENGINEERGEORGE "KEEKI" MIYAMOTO
DEPUTY DIRECTOR

IN REPLY REFER TO:

May 1, 2006

The Honorable Robert Bunda
President
State Senate
State Capitol
Honolulu, Hawaii 96813

The Honorable Calvin K.Y. Say
Speaker
House of Representatives
State Capitol
Honolulu, Hawaii 96813

Dear President Bunda and Speaker Say:

I am writing to convey the City's strong objections to H.B. 3056 C.D. 1, Relating to Kawai Nui Marsh. By this bill, the State completely retreats from its obligations and commitment to comprehensively manage the entire Marsh, including the levee and Oneawa Canal, in perpetuity. Without foresight or fairness, this bill allows the State to use and control the wetlands, but requires the City to maintain the flood control improvements that are a part of, and serve, the Marsh. This bill imposes an unfair burden upon the City and subjects the Marsh to fragmented ownership and conflicting interests, all for no better reason than that the State simply changed its mind.

Sixteen years ago, the Legislature envisioned and decreed that the entire Marsh, including the flood control improvements, would be comprehensively managed and preserved by the State. Eight years ago, the State reaffirmed its commitment to accept and maintain the flood control improvements. Now, with the transfer finally ready to be consummated, the State refuses to execute the conveyance and seeks to have the Legislature redo the deal. In a complete reversal of existing law, H.B. 3056 C.D.1 would divide the Marsh so that the State may have immediate use of the wetlands for its present purposes, while forcing the City to permanently bear all responsibility for the related flood control improvements.

The Honorable Robert Bunda
The Honorable Calvin K.Y. Say
Page 2
May 1, 2006

There is no justification for the State to break its earlier promise. There has been no change in circumstances. As the City has attempted to explain, the State's claims about resources and legal responsibility are not supported. And the State's purported concerns about establishing a precedent are misplaced: a far stronger precedent is set by breaking a long-standing promise than by honoring it. Standing Committee Report 380-98, which reflects the legislative history of the current law, states, "your Committee has amended this bill to reflect a subsequent verbal agreement between the DLNR and the City to further define the boundary . . . *in order to provide the State with a buffer zone to maintain the toe and slope of the levee.* In return for the City retaining the Kaelepulu Drainage Channel, the *DLNR will accept ownership of the Oneawa Canal.*" (Emphasis added). The legislative history also reflects that DLNR testified in support of this clarification.

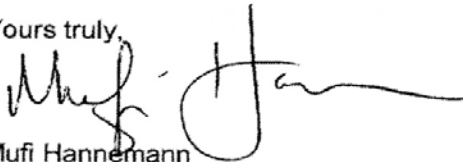
The City has done everything it promised to do, and everything that the law requires, for the conveyance to take place as mandated. The City has accepted responsibility for Kaelepulu Channel. It has completed the improvements to the levee with the Army Corps of Engineers. It subdivided the Marsh to reflect the agreed upon boundaries and to exclude areas that the State did not want to accept. And it has prepared the required conveyance documents at considerable time and expense. The City has also ensured that both the U.S. Fish and Wildlife Service and the U.S. Army Corps of Engineers are prepared to work with the State as the local sponsor of their respective projects. The State has never asked the City to do anything more to effectuate the conveyance.

Also, in a Memorandum of Agreement between the City Department of Environmental Services and the State Department of Land and Natural Resources (DLNR) dated January 15, 2002, the City agreed to provide the DLNR use of about one-half acre of City owned land for its Kawai Nui Marsh Maintenance Yard which will allow the State to more actively participate in the management of flood control facilities and the natural resources of Kawai Nui Marsh. Again, we see no justification for the State to break its earlier promise.

We are at a loss to understand how the State's commitment, which this Legislature gave the force and effect of law for the benefit and assurance of the public, can be so easily and capriciously rescinded. We urge you and your members to vote against H.B. 3056 C.D. 1.

With warm regards and aloha,

Yours truly,



Mufi Hannemann
Mayor

ATTACHMENT "B"

<p><u>FACILITIES/REPAIR & MAINTENANCE</u></p> <p>SB2956 SD2 HD2 CDI DOE; Fix Hawaii's Schools; \$275,000,000 (Act 246)</p> <p>SB2708 SD2 HD1 CDI Impact Fee; \$25,000 (Act 315)</p> <p>SB2704 SD2 HD1 Repeal School-Level Task Force Minor Repairs, Accounts and Reports (Act 245)</p> <p>HB1891 HD2 SD2 CDI State Educational Facilities Improvement Special Fund, Increase Deposit to \$90,000,000 (Act 304)</p> <p>HB2210 SD1 Pearlridge Elementary School Cafeteria Renovation (Act 53)</p> <p><u>SPRBs</u></p> <p>HB2713 HD1 Kawaihae School (Act 114)</p> <p>HB2987 HD1 SD1 Saint Louis School (Act 113)</p>	<p>Further Information</p> <p>Please visit the following website: http://www.capitol.hawaii.gov/ and go to bill status and documents; the bill information can be obtained.</p> <p>Senator Norman Sakamoto Chair, Senate Committee on Education & Military Affairs Phone: 586-8585 Fax: 586-8588 Email: sensakamoto@capitol.hawaii.gov</p>	<p><u>MILITARY</u></p> <p>HB1879 HD1 SD1 CDI Veterans' Newsletter; \$50,000 (Act 121)</p> <p>HB1809 HD2 SD2 CDI Renewal of Driver's License within 90 days of Return (Act 221)</p> <p>HB2457 HD1 SD1 CDI Clarifies Military Presence as a state concern (Act 65)</p> <p>SB1648 SD1 HD2 CDI Tuition Waivers for National Guard and Reserves (Act 188)</p> <p>HB173 HD1 SD1 Requires TAG and DAG to serve at least five years in the Hawaii National Guard (VETOED- GM 331)</p>
<p><u>TEACHERS</u></p> <p>SB3195 SD2 HD2 CDI Teacher Shortage; \$150,000 (Act 272)</p> <p>SB3197 SD2 HD1 CDI Substitute Teachers; Wage Increases; Compensation; \$800,000 (\$125/\$136/\$147) (Act 263)</p> <p>SB2887 SD1 HD1 CDI Hawaii Teachers Standard Board; Alternative Criteria (Act 226)</p> <p>HB1862 HD 2 SD2 CDI Hiring Retired Teachers as Mentors (Act 286)</p>	<p><u>STUDENTS</u></p> <p>SB3059 SD2 HD1 CDI Model Statewide Curriculum; \$2,008,000 (Act 301)</p> <p>SB2505 SD2 HD1 CDI School-Based Substance Abuse Program; \$1,817,500 (Act 268)</p> <p>SB3373 SD2 HD2 CDI Substance Abuse Certified Substance Abuse Counselors</p> <ul style="list-style-type: none"> • Maintains DOE zero-tolerance drug policy while offering offending students more lenient punishment to encourage substance abuse assessment and treatment (Act 205) <p>SB2980 SD2 HD1 CDI High Schools; Construction Academy; \$ (Act 234)</p> <p>HB1900 HD1 SD1 CDI: State Budget Construction Academy; \$5,402,182 (Act 160)</p>	<p><u>ADMINISTRATION</u></p> <p>HB2961 HD1 SD1 CDI Federal Revenue Maximization Revolving Fund (Act 244)</p> <p>SB2720 SD2 HD1 CDI Employee Transfers; Act 51 (Act 225)</p> <p>HB1865 HD1 SD2 CDI DOE Operations; Chief Financial Officer and Assistant; \$115,000; \$43,000 (Act 151)</p> <p>HB1861 SD1 CDI Repeals annual report requirement for Superintendent (Act 126)</p> <p>HB1866 HD2 SD2 CDI Repeal Sunset Date of Act 321 (Act 161)</p> <p>HB1900 HD1 SD1 CDI: State Budget Weighted Student Formula; \$20,000,000 & \$1,000,000</p> <ul style="list-style-type: none"> • Calendar Transition; \$24,380,143 • Science Textbooks; \$2,000,000 • Information Technology/HR Systems; \$5,450,280 • Electricity Emergency Appropriation; \$13,128,901 • Transportation Emergency Appropriation; \$9,438,615 (Act 160)
<p><u>CHARTER SCHOOLS</u></p> <p>SB2719 SD2 HD1 CDI Charter Schools Omnibus;</p> <ul style="list-style-type: none"> • Review Committee • Expand opportunity for new start-ups for each existing start-up that gets accreditation (Act 298) <p>HB1900 HD1 SD1 CDI: State Budget Per-Pupil Allocation; \$11,816,178 Charter School Facilities; \$3,174,000 (Act 160)</p>	<p>*Bill was not heard in EDM but in HMS/IGA.</p>	
<p><u>PARENT / COMMUNITY</u></p> <p>*SB486 SD2 HD1 CDI Non-School Hours Programs; \$400,000 (HMS/JGA) (Act 281)</p> <p><u>LEARNING</u></p> <p>SB3101 SD2 HD2 CDI Early Childhood Education; \$1.5 million (Act 259)</p>	<p>Education & Military Affairs Committee (EDM)</p> <p>2006 Legislative Accomplishments (Updated 7/14/06)</p>	
<p>1</p> <p>HB1900 HD1 SD1 CDI: State Budget There is a total of \$107,000,000 in operating funds including:</p> <ul style="list-style-type: none"> \$175,000 for PSAT Tests \$500,000 for Advanced Placement Classes Learning \$1,100,000 for English as a Second Language Comprehensive Student Support System (Act 160) 		
<p>7/14/2006</p>		

<p>Education & Military Affairs Committee (EDM)</p> <p>Measures Passed</p> <p>2006 Legislative Session</p>	<p><u>FACILITIES/REPAIR & MAINTENANCE</u></p> <p>SB2956 SD2 HD 2 CD1 DOE; Fix Hawaii's Schools; \$275,000,000</p> <p>SB2708 SD2 HD1 CD1 Impact Fee; \$25,000</p> <p>SB2704 SD2 HD1 Repeal School-Level Task Force Minor Repairs, Accounts and Reports</p> <p>HB1891 HD2 SD1 CD1 State Facilities Improvement Special Fund; Increase Deposit to \$90,000,000</p> <p>HB2210 SD1 Pearlridge Elementary School Cafeteria Renovation (Act 53)</p> <p>SPRBs</p> <p>HB2713 HD1 Kawaihae School</p> <p>HB2987 HD1 SD1 Saint Louis School</p>	<p><u>STUDENTS</u></p> <p>SB3059 SD2 HD1 CD1 Model Statewide Curriculum; \$2,008,000</p> <p>SB2505 SD2 HD1 CD1 School-Based Substance Abuse Program; \$1,817,500</p> <p>SB3273 SD2 HD2 CD1 Certified Substance Abuse Counselors</p> <p>SB2980 SD2 HD1 CD1 High Schools; Construction Academy, \$</p> <p>HB1900 HD1 SD1 CD1 Construction Academy; \$5,402,182</p>	<p><u>MILITARY</u></p> <p>HB1879 HD1 SD1 CD1 Veterans' Newsletter; \$50,000</p> <p>HB1809 HD2 SD2 CD1 Renewal of Driver's License within 90 days of return</p> <p>HB2457 HD1 SD1 CD1 Clarifies Military Presence as a state concern</p> <p>SB1648 SD1 HD2 CD1 Tuition Waivers for National Guard and Reserves</p> <p>HB173 HB1 SD1 Requires TAG and DAG to serve at least five years in the HNG (GM 331-VETOED)</p>
<p><u>PARENT / COMMUNITY</u></p> <p>SB486 SD2 HD1 CD1 Non-School Hours Programs; \$400,000</p> <p><u>LEARNING</u></p> <p>SB3101 SD2 HD2 CD1 Early Childhood Education; \$1.5 million</p>	<p><u>TEACHERS</u></p> <p>SB3195 SD2 HD2 CD1 Teacher Shortage; \$150,000</p> <p>SB3197 SD2 HD1 CD1 Substitute Teachers; Wage Increases; Compensation; \$800,000 (\$125/\$136/\$147) (ongoing litigation)</p> <p>SB2887 SD1 HD1 CD1 Hawaii Teachers Standard Board; Alternative Criteria</p> <p>HB1862 HD 2 SD2 CD1 Hiring Retired Teachers as Mentors</p>	<p><u>ADMINISTRATION</u></p> <p>HB2961 HD1 SD1 CD1 Federal Revenue Maximization Revolving Fund</p> <p>SB2720 SD2 HD1 CD1 Employee Transfers; Act 51</p> <p>HB1865 HD1 SD2 CD1 DOE Operations; Chief Financial Officer and Assistant; \$115,000; \$43,000</p> <p>HB1861 SD1 CD1 Repeals annual report requirement for Superintendent</p> <p>HB1866 HD2 SD2 CD1 Repeal Sunset Date of Act 321</p> <p>HB1900 HD1 SD1 CD1 Weighted Student Formula; \$20,000,000 & \$1,000,000</p> <ul style="list-style-type: none"> • Calendar Transition; \$24,380,143 • Science Textbooks; \$2,000,000 • Information Technology/HR Systems; \$5,450,280 • Electricity Emergency Appropriation; \$13,128,901 • Transportation Emergency Appropriation; \$9,438,615 	<p><u>CHARTER SCHOOLS</u></p> <p>SB2719 SD2 HD1 CD1 Charter Schools Omnibus;</p> <ul style="list-style-type: none"> • Review Committee • Expand opportunity for new start-ups for each existing start-up that gets accreditation <p>HB1900 HD1 SD1 CD1 Per-Pupil Allocation; \$11,816,178</p> <p>Charter School Facilities; \$3,174,000</p>
<p>HB1900 HD1 SD1 CD1: <i>State Budget</i></p> <p>There is a total of \$107,000,000 in operating funds including:</p> <ul style="list-style-type: none"> \$175,000 for PSAT Tests \$500,000 for Advanced Placement Classes \$1,100,000 for English as a Second Language Learning <p>\$16,959,000 for Special Needs and Comprehensive Student Support System</p>			

GOVERNOR'S MESSAGES RECEIVED AFTER THE ADJOURNMENT
OF THE LEGISLATURE SINE DIE

Gov. Msg. No. 607, informing the Senate that on May 4, 2006, she signed into law Senate Bill No. 2737 as Act 77, entitled: "RELATING TO MARINE INVERTEBRATES."

Gov. Msg. No. 608, informing the Senate that on May 5, 2006, she signed into law House Bill No. 3115 as Act 78, entitled: "RELATING TO THE PETROLEUM INDUSTRY."

Gov. Msg. No. 609, informing the Senate that on May 8, 2006, she signed into law House Bill No. 2278 as Act 79, entitled: "MAKING EMERGENCY APPROPRIATIONS FOR THE DEPARTMENT OF THE ATTORNEY GENERAL."

Gov. Msg. No. 610, informing the Senate that on May 8, 2006, she signed into law Senate Bill No. 2265 as Act 80, entitled: "RELATING TO CRIMES AGAINST MINORS."

Gov. Msg. No. 611, informing the Senate that on May 8, 2006, she signed into law Senate Bill No. 2260 as Act 81, entitled: "RELATING TO SENTENCING."

Gov. Msg. No. 612, informing the Senate that on May 8, 2006, she signed into law Senate Bill No. 1512 as Act 82, entitled: "RELATING TO DOMESTIC VIOLENCE FATALITY REVIEW."

Gov. Msg. No. 613, informing the Senate that on May 8, 2006, she signed into law Senate Bill No. 695 as Act 83, entitled: "RELATING TO THE NATIONAL CRIME PREVENTION AND PRIVACY COMPACT."

Gov. Msg. No. 614, informing the Senate that on May 9, 2006, she signed into law Senate Bill No. 2348 as Act 84, entitled: "MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR PANDEMIC INFLUENZA PREPAREDNESS."

Gov. Msg. No. 615, informing the Senate that on May 9, 2006, she signed into law Senate Bill No. 2339 as Act 85, entitled: "MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE EMERGENCY MEDICAL SERVICES SYSTEM BRANCH."

Gov. Msg. No. 616, informing the Senate that on May 9, 2006, she signed into law Senate Bill No. 2334 as Act 86, entitled: "MAKING AN EMERGENCY APPROPRIATION FOR THE HAWAII YOUTH CORRECTIONAL FACILITY."

Gov. Msg. No. 617, informing the Senate that on May 10, 2006, she signed into law Senate Bill No. 2606 as Act 87, entitled: "RELATING TO BAIL."

Gov. Msg. No. 618, informing the Senate that on May 10, 2006, she signed into law Senate Bill No. 2570 as Act 88, entitled: "RELATING TO DIGITAL MEDIA."

Gov. Msg. No. 619, informing the Senate that on May 10, 2006, she signed into law House Bill No. 2133 as Act 89, entitled: "RELATING TO THE NATURAL AREA RESERVE SYSTEM."

Gov. Msg. No. 620, informing the Senate that on May 10, 2006, she signed into law Senate Bill No. 2357 as Act 90, entitled: "RELATING TO SECTION 13 OF ACT 380, SESSION LAWS OF HAWAII 1997."

Gov. Msg. No. 621, informing the Senate that on May 10, 2006, she signed into law Senate Bill No. 2599 as Act 91, entitled: "RELATING TO APPEALS."

Gov. Msg. No. 622, informing the Senate that on May 11, 2006, she signed into law Senate Bill No. 3111 as Act 92, entitled: "ESTABLISHING A COMMISSION TO RECOGNIZE AND HONOR CONGRESSWOMAN PATSY T. MINK."

Gov. Msg. No. 623, informing the Senate that on May 11, 2006, she signed into law Senate Bill No. 2607 as Act 93, entitled: "RELATING TO TRANSFER OF APPEALS."

Gov. Msg. No. 624, informing the Senate that on May 11, 2006, she signed into law House Bill No. 2897 as Act 94, entitled: "RELATING TO APPELLATE JURISDICTION."

Gov. Msg. No. 625, informing the Senate that on May 11, 2006, she signed into law Senate Bill No. 3065 as Act 95, entitled: "RELATING TO THE ONE CALL CENTER ADVISORY COMMITTEE."

Gov. Msg. No. 626, informing the Senate that on May 12, 2006, she signed into law House Bill No. 2175 as Act 96, entitled: "RELATING TO ENERGY."

Gov. Msg. No. 627, informing the Senate that on May 12, 2006, she signed into law House Bill No. 3235 as Act 97, entitled: "RELATING TO THE STATE OF HAWAII ENDOWMENT FUND."

Gov. Msg. No. 628, informing the Senate that on May 15, 2006, she signed into law House Bill No. 2277 as Act 98, entitled: "MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES."

Gov. Msg. No. 629, informing the Senate that on May 15, 2006, she signed into law Senate Bill No. 2255 as Act 99, entitled: "RELATING TO TIME LIMITATIONS."

Gov. Msg. No. 630, informing the Senate that on May 16, 2006, she signed into law House Bill No. 2176 as Act 100, entitled: "RELATING TO HOUSING."

Gov. Msg. No. 631, informing the Senate that on May 16, 2006, she signed into law House Bill No. 2964 as Act 101, entitled: "RELATING TO AFFORDABLE HOUSING."

Gov. Msg. No. 632, informing the Senate that on May 16, 2006, she signed into law House Bill No. 2991 as Act 102, entitled: "RELATING TO SPECIAL PURPOSE REVENUE BONDS."

Gov. Msg. No. 633, informing the Senate that on May 17, 2006, she signed into law Senate Bill No. 2065 as Act 103, entitled: "RELATING TO MOTOR VEHICLE REGISTRATION."

Gov. Msg. No. 634, informing the Senate that on May 17, 2006, she signed into law Senate Bill No. 2259 as Act 104, entitled: "RELATING TO INFORMATION CHARGING."

Gov. Msg. No. 635, informing the Senate that on May 17, 2006, she signed into law House Bill No. 3037 as Act 105, entitled: "RELATING TO DRIVER LICENSING."

Gov. Msg. No. 636, informing the Senate that on May 17, 2006, she signed into law House Bill No. 2282 as Act 106, entitled: "RELATING TO CHAPTER 846E."

Gov. Msg. No. 637, informing the Senate that on May 17, 2006, she signed into law House Bill No. 2737 as Act 107, entitled: "RELATING TO THE HONOPOU DISTRICT OF THE COUNTY OF MAUI."

Gov. Msg. No. 638, informing the Senate that on May 18, 2006, she signed into law Senate Bill No. 3076 as Act 108, entitled: "RELATING TO COQUI FROGS."

Gov. Msg. No. 639, informing the Senate that on May 18, 2006, she signed into law Senate Bill No. 2486 as Act 109, entitled: "RELATING TO INVASIVE SPECIES."

Gov. Msg. No. 640, informing the Senate that on May 19, 2006, she signed into law House Bill No. 957 as Act 110, entitled: "RELATING TO TAXATION."

Gov. Msg. No. 641, informing the Senate that on May 19, 2006, she signed into law Senate Bill No. 2213 as Act 111, entitled: "RELATING TO TORT ACTIONS."

Gov. Msg. No. 642, informing the Senate that on May 19, 2006, she signed into law House Bill No. 237 as Act 112, entitled: "RELATING TO TORTS."

Gov. Msg. No. 643, informing the Senate that on May 19, 2006, she signed into law House Bill No. 2987 as Act 113, entitled: "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR SAINT LOUIS SCHOOL."

Gov. Msg. No. 644, informing the Senate that on May 19, 2006, she signed into law House Bill No. 2713 as Act 114, entitled: "RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR KAWAIAHAO SCHOOL."

Gov. Msg. No. 645, informing the Senate that on May 22, 2006, she signed into law Senate Bill No. 2214 as Act 115, entitled: "RELATING TO DISASTER PREPAREDNESS."

Gov. Msg. No. 646, informing the Senate that on May 22, 2006, she signed into law House Bill No. 2343 as Act 116, entitled: "RELATING TO THE PENAL CODE."

Gov. Msg. No. 647, informing the Senate that on May 22, 2006, she signed into law House Bill No. 3121 as Act 117, entitled: "RELATING TO CIVIL DEFENSE."

Gov. Msg. No. 648, informing the Senate that on May 22, 2006, she signed into law House Bill No. 970 as Act 118, entitled: "RELATING TO EMERGENCY RELIEF FOR NATURAL DISASTERS."

Gov. Msg. No. 649, informing the Senate that on May 23, 2006, she signed into law Senate Bill No. 3051 as Act 119, entitled: "RELATING TO COUNTY FISCAL ADMINISTRATION."

Gov. Msg. No. 650, informing the Senate that on May 23, 2006, she signed into law House Bill No. 2500 as Act 120, entitled: "RELATING TO THE JUDICIARY."

Gov. Msg. No. 651, informing the Senate that on May 23, 2006, she signed into law House Bill No. 1879 as Act 121, entitled: "RELATING TO VETERANS."

Gov. Msg. No. 652, informing the Senate that on May 23, 2006, she signed into law House Bill No. 3217 as Act 122, entitled: "RELATING TO KUPUNA RECOGNITION DAY."

Gov. Msg. No. 653, informing the Senate that on May 23, 2006, she signed into law House Bill No. 2399 as Act 123, entitled: "RELATING TO INTER-ISLAND FERRY SERVICE."

Gov. Msg. No. 654, informing the Senate that on May 24, 2006, she signed into law House Bill No. 2412 as Act 124, entitled: "RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE."

Gov. Msg. No. 655, informing the Senate that on May 24, 2006, she signed into law House Bill No. 2423 as Act 125, entitled: "RELATING TO THE STATE HIGHWAY FUND."

Gov. Msg. No. 656, informing the Senate that on May 24, 2006, she signed into law House Bill No. 1861 as Act 126, entitled: "RELATING TO EDUCATION."

Gov. Msg. No. 657, informing the Senate that on May 24, 2006, she signed into law Senate Bill No. 2879 as Act 127, entitled: "MAKING AN APPROPRIATION TO THE HAWAII CIVIL AIR PATROL."

Gov. Msg. No. 658, informing the Senate that on May 24, 2006, she signed into law House Bill No. 2637 as Act 128, entitled: "RELATING TO TRANSPORTATION."

Gov. Msg. No. 659, informing the Senate that on May 24, 2006, she signed into law House Bill No. 862 as Act 129, entitled: "RELATING TO TRAFFIC OFFENSES."

Gov. Msg. No. 660, informing the Senate that on May 24, 2006, she signed into law Senate Bill No. 845 as Act 130, entitled: "RELATING TO COMMERCIAL DRIVER LICENSING."

Gov. Msg. No. 661, informing the Senate that on May 24, 2006, she signed into law House Bill No. 2367 as Act 131, entitled: "RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR SERVICE PROVIDERS OF THE OFFICE OF YOUTH SERVICES."

Gov. Msg. No. 662, informing the Senate that on May 24, 2006, she signed into law Senate Bill No. 696 as Act 132, entitled: "RELATING TO CRIMINAL HISTORY RECORD INFORMATION."

Gov. Msg. No. 663, informing the Senate that on May 24, 2006, she signed into law Senate Bill No. 1317 as Act 133, entitled: "RELATING TO COURT APPOINTED COUNSEL."

Gov. Msg. No. 664, informing the Senate that on May 24, 2006, she signed into law Senate Bill No. 2360 as Act 134, entitled: "RELATING TO GROUNDED VESSELS."

Gov. Msg. No. 665, informing the Senate that on May 25, 2006, she signed into law Senate Bill No. 2290 as Act 135, entitled: "RELATING TO PROTECTION FROM SECURITY BREACHES."

Gov. Msg. No. 666, informing the Senate that on May 25, 2006, she signed into law Senate Bill No. 2292 as Act 136, entitled: "RELATING TO DESTRUCTION OF PERSONAL INFORMATION RECORDS."

Gov. Msg. No. 667, informing the Senate that on May 25, 2006, she signed into law Senate Bill No. 2293 as Act 137, entitled: "RELATING TO SOCIAL SECURITY NUMBER PROTECTION."

Gov. Msg. No. 668, informing the Senate that on May 25, 2006, she signed into law House Bill No. 1871 as Act 138, entitled: "RELATING TO CONSUMER CREDIT REPORTING AGENCIES."

Gov. Msg. No. 669, informing the Senate that on May 25, 2006, she signed into law Senate Bill No. 2159 as Act 139, entitled: "RELATING TO IDENTITY THEFT."

Gov. Msg. No. 670, informing the Senate that on May 25, 2006, she signed into law House Bill No. 3244 as Act 140, entitled: "RELATING TO IDENTITY THEFT."

Gov. Msg. No. 671, informing the Senate that on May 25, 2006, she signed into law House Bill No. 2535 as Act 141, entitled: "RELATING TO OFFENSES AGAINST PROPERTY RIGHTS."

Gov. Msg. No. 672, informing the Senate that on May 26, 2006, she signed into law House Bill No. 2214 as Act 142, entitled: "RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX."

Gov. Msg. No. 673, informing the Senate that on May 26, 2006, she signed into law House Bill No. 1021 as Act 143, entitled: "RELATING TO PUBLIC UTILITIES."

Gov. Msg. No. 674, informing the Senate that on May 26, 2006, she signed into law Senate Bill No. 2243 as Act 144, entitled: "RELATING TO BIOLOGICAL EVIDENCE."

Gov. Msg. No. 675, informing the Senate that on May 26, 2006, she signed into law Senate Bill No. 2597 as Act 145, entitled: "RELATING TO APPELLATE JURISDICTION."

Gov. Msg. No. 676, informing the Senate that on May 26, 2006, she signed into law House Bill No. 1977 as Act 146, entitled: "RELATING TO STRUCTURED SETTLEMENTS."

Gov. Msg. No. 677, informing the Senate that on May 26, 2006, she signed into law House Bill No. 2503 as Act 147, entitled: "RELATING TO DERELICT VEHICLE."

Gov. Msg. No. 678, informing the Senate that on May 26, 2006, she signed into law Senate Bill No. 2485 as Act 148, entitled: "RELATING TO SPECIAL PURPOSE REVENUE BONDS."

Gov. Msg. No. 679, informing the Senate that on May 30, 2006, she signed into law Senate Bill No. 2609 as Act 149, entitled: "RELATING TO WRIT OF CERTIORARI."

Gov. Msg. No. 680, informing the Senate that on May 30, 2006, she signed into law Senate Bill No. 3192 as Act 150, entitled: "RELATING TO SISTER STATE AND PROVINCE RELATIONSHIPS."

Gov. Msg. No. 681, informing the Senate that on May 30, 2006, she signed into law House Bill No. 1865 as Act 151, entitled: "RELATING TO THE DEPARTMENT OF EDUCATION."

Gov. Msg. No. 682, informing the Senate that on May 30, 2006, she signed into law Senate Bill No. 785 as Act 152, entitled: "RELATING TO PUBLIC MEETINGS."

Gov. Msg. No. 683, informing the Senate that on May 31, 2006, she signed into law Senate Bill No. 2143 as Act 153, entitled: "RELATING TO MONEY TRANSMITTERS."

Gov. Msg. No. 684, informing the Senate that on May 31, 2006, she signed into law House Bill No. 2319 as Act 154, entitled: "RELATING TO INSURANCE."

Gov. Msg. No. 685, informing the Senate that on May 31, 2006, she signed into law House Bill No. 2899 as Act 155, entitled: "RELATING TO JUDGMENT LIENS."

Gov. Msg. No. 686, informing the Senate that on May 31, 2006, she signed into law House Bill No. 2772 as Act 156, entitled: "RELATING TO CRIMINAL PROPERTY DAMAGE TO AGRICULTURAL AND AQUACULTURAL PROPERTY."

Gov. Msg. No. 687, informing the Senate that on May 31, 2006, she signed into law House Bill No. 2271 as Act 157, entitled: "RELATING TO NON-AGRICULTURAL PARK LANDS."

Gov. Msg. No. 688, informing the Senate that on June 1, 2006, she signed into law House Bill No. 1955 as Act 158, entitled: "RELATING TO LITTER CONTROL."

Gov. Msg. No. 689, informing the Senate that on June 1, 2006, she signed into law Senate Bill No. 826 as Act 159, entitled: "RELATING TO CHILD ABUSE."

Gov. Msg. No. 690, informing the Senate that on June 1, 2006, she signed into law House Bill No. 1900 as Act 160, entitled: "RELATING TO THE STATE BUDGET."

Gov. Msg. No. 691, informing the Senate that on June 1, 2006, she signed into law House Bill No. 1866 as Act 161, entitled: "RELATING TO EDUCATION."

Gov. Msg. No. 692, informing the Senate that on June 2, 2006, she signed into law Senate Bill No. 3185 as Act 162, entitled: "RELATING TO ENERGY."

Gov. Msg. No. 693, informing the Senate that on June 2, 2006, she signed into law House Bill No. 2848 as Act 163, entitled: "RELATING TO ENERGY."

Gov. Msg. No. 694, informing the Senate that on June 2, 2006, she signed into law House Bill No. 1878 as Act 164, entitled: "RELATING TO INVESTMENT SECURITIES ACT."

Gov. Msg. No. 695, informing the Senate that on June 2, 2006, she signed into law House Bill No. 1880 as Act 165, entitled: "RELATING TO HARBORS."

Gov. Msg. No. 696, informing the Senate that on June 2, 2006, she signed into law House Bill No. 2075 as Act 166, entitled: "RELATING TO TRANSPORTATION."

Gov. Msg. No. 697, informing the Senate that on June 2, 2006, she signed into law Senate Bill No. 2021 as Act 167, entitled: "RELATING TO THE EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Gov. Msg. No. 698, informing the Senate that on June 5, 2006, the Lt. Gov. signed into law Senate Bill No. 2248 as Act 168, entitled: "RELATING TO SOLICITATION OF FUNDS FOR CHARITABLE PURPOSES."

Gov. Msg. No. 699, informing the Senate that on June 5, 2006, the Lt. Gov. signed into law Senate Bill No. 2273 as Act 169, entitled: "RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Gov. Msg. No. 700, informing the Senate that on June 5, 2006, the Lt. Gov. signed into law House Bill No. 2039 as Act 170, entitled: "RELATING TO DECONTAMINATION OF ILLEGAL DRUG MANUFACTURING SITES."

Gov. Msg. No. 701, informing the Senate that on June 5, 2006, the Lt. Gov. signed into law House Bill No. 2410 as Act 171, entitled: "RELATING TO CONTROLLED SUBSTANCES."

Gov. Msg. No. 702, informing the Senate that on June 5, 2006, the Lt. Gov. signed into law House Bill No. 1889 as Act 172, entitled: "RELATING TO THE OFFICE OF INTERNATIONAL AFFAIRS."

Gov. Msg. No. 703, informing the Senate that on June 6, 2006, the Lt. Gov. signed into law Senate Bill No. 2237 as Act 173, entitled: "RELATING TO STATE RISK MANAGEMENT."

Gov. Msg. No. 704, informing the Senate that on June 6, 2006, the Lt. Gov. signed into law Senate Bill No. 2358 as Act 174, entitled: "RELATING TO PROTECTION OF FOREST RESERVES."

Gov. Msg. No. 705, informing the Senate that on June 6, 2006, the Lt. Gov. signed into law Senate Bill No. 427 as Act 175, entitled: "RELATING TO CHILD PASSENGER SAFETY."

Gov. Msg. No. 706, informing the Senate that on June 6, 2006, the Lt. Gov. signed into law House Bill No. 2211 as Act 176, entitled: "RELATING TO DEFINITIONS FOR WORKERS' COMPENSATION."

Gov. Msg. No. 707, informing the Senate that on June 9, 2006, she signed into law Senate Bill No. 2958 as Act 179, entitled: "RELATING TO HOUSING."

Gov. Msg. No. 708, informing the Senate that on June 9, 2006, she signed into law House Bill No. 2966 as Act 180, entitled: "RELATING TO HOUSING."

Gov. Msg. No. 709, informing the Senate that on June 9, 2006, she signed into law Senate Bill No. 951 as Act 181, entitled: "RELATING TO FIRE PROTECTION."

Gov. Msg. No. 710, informing the Senate that on June 9, 2006, she signed into law Senate Bill No. 2941 as Act 182, entitled: "RELATING TO BRUSH FIRES."

Gov. Msg. No. 711, informing the Senate that on June 9, 2006, she signed into law Senate Bill No. 2667 as Act 183, entitled: "RELATING TO FIREWORKS."

Gov. Msg. No. 712, informing the Senate that on June 13, 2006, she signed into law Senate Bill No. 744 as Act 184, entitled: "RELATING TO BUSINESS REGISTRATION."

Gov. Msg. No. 713, informing the Senate that on June 13, 2006, she signed into law House Bill No. 2678 as Act 185, entitled: "RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Gov. Msg. No. 714, informing the Senate that on June 13, 2006, she signed into law Senate Bill No. 2298 as Act 186,

entitled: "RELATING TO CHAPTER 448E, HAWAII REVISED STATUTES."

Gov. Msg. No. 715, informing the Senate that on June 13, 2006, she signed into law House Bill No. 1280 as Act 187, entitled: "RELATING TO FLOOD CONTROL."

Gov. Msg. No. 716, informing the Senate that on June 7, 2006, the Director of the Department of Budget and Finance signed into law Senate Bill No. 3119 as Act 177, entitled: "RELATING TO HAWAIIAN HOME LANDS."

Gov. Msg. No. 717, informing the Senate that on June 7, 2006, the Director of the Department of Budget and Finance signed into law Senate Bill No. 2948 as Act 178, entitled: "RELATING TO THE PUBLIC LAND TRUST."

Gov. Msg. No. 718, informing the Senate that on June 14, 2006, she signed into law Senate Bill No. 1648 as Act 188, entitled: "RELATING TO TUITION ASSISTANCE."

Gov. Msg. No. 719, informing the Senate that on June 14, 2006, she signed into law Senate Bill No. 2283 as Act 189, entitled: "RELATING TO INSURANCE."

Gov. Msg. No. 720, informing the Senate that on June 14, 2006, she signed into law House Bill No. 2947 as Act 190, entitled: "RELATING TO EMPLOYMENT SECURITY."

Gov. Msg. No. 721, informing the Senate that on June 14, 2006, she signed into law Senate Bill No. 3090 as Act 191, entitled: "RELATING TO STANDARDIZED FORMS FOR WORKERS' COMPENSATION HEALTH CARE PROVIDERS."

Gov. Msg. No. 722, informing the Senate that on June 14, 2006, she signed into law Senate Bill No. 2328 as Act 192, entitled: "RELATING TO NOTICE TO FOSTER PARENTS FOR CHAPTER 587, HAWAII REVISED STATUTES, CHILD PROTECTIVE ACT HEARINGS."

Gov. Msg. No. 723, informing the Senate that on June 14, 2006, she signed into law Senate Bill No. 2327 as Act 193, entitled: "RELATING TO CHILD ABUSE OR NEGLECT REPORTING."

Gov. Msg. No. 724, informing the Senate that on June 14, 2006, she signed into law Senate Bill No. 2323 as Act 194, entitled: "RELATING TO FEDERAL REVENUE MAXIMIZATION IN THE JUDICIARY."

Gov. Msg. No. 725, informing the Senate that on June 14, 2006, she signed into law Senate Bill No. 2603 as Act 195, entitled: "RELATING TO MOTOR VEHICLE INSURANCE."

Gov. Msg. No. 726, informing the Senate that on June 14, 2006, she signed into law Senate Bill No. 2984 as Act 196, entitled: "MAKING AN APPROPRIATION TO THE KIKALA-KEOKEA HOUSING REVOLVING FUND."

Gov. Msg. No. 727, informing the Senate that on June 14, 2006, she signed into law Senate Bill No. 2901 as Act 197, entitled: "RELATING TO HIGHWAY IMPACT FEES."

Gov. Msg. No. 728, informing the Senate that on June 14, 2006, she signed into law Senate Bill No. 3072 as Act 198, entitled: "RELATING TO MOTOR VEHICLE INSURANCE."

Gov. Msg. No. 729, informing the Senate that on June 14, 2006, she signed into law House Bill No. 3259 as Act 199, entitled: "MAKING AN APPROPRIATION FOR DENTAL HEALTH."

Gov. Msg. No. 730, informing the Senate that on June 15, 2006, the Attorney General signed into law Senate Bill No. 965 as Act 200, entitled: "RELATING TO ELECTRONIC SURVEILLANCE."

Gov. Msg. No. 731, informing the Senate that on June 19, 2006, the Lt. Gov. signed into law House Bill No. 2639 as Act 201, entitled: "RELATING TO USE OF INTOXICANTS WHILE OPERATING A MOTOR VEHICLE."

Gov. Msg. No. 732, informing the Senate that on June 19, 2006, the Lt. Gov. signed into law House Bill No. 3242 as Act 202, entitled: "RELATING TO INTOXICATING LIQUOR."

Gov. Msg. No. 733, informing the Senate that on June 19, 2006, the Lt. Gov. signed into law Senate Bill No. 706 as Act 203, entitled: "RELATING TO INTOXICATING LIQUOR VIOLATIONS INVOLVING MINORS."

Gov. Msg. No. 734, informing the Senate that on June 19, 2006, the Lt. Gov. signed into law House Bill No. 2109 as Act 204, entitled: "RELATING TO HEALTH."

Gov. Msg. No. 735, informing the Senate that on June 19, 2006, the Lt. Gov. signed into law Senate Bill No. 3273 as Act 205, entitled: "RELATING TO SUBSTANCE ABUSE."

Gov. Msg. No. 736, informing the Senate that on June 20, 2006, the Lt. Gov. signed into law Senate Bill No. 1223 as Act 206, entitled: "RELATING TO NEGOTIABLE INSTRUMENTS."

Gov. Msg. No. 737, informing the Senate that on June 20, 2006, the Lt. Gov. signed into law Senate Bill No. 439 as Act 207, entitled: "RELATING TO ADMINISTRATIVE FINES UNDER THE STATE ETHICS CODE."

Gov. Msg. No. 738, informing the Senate that on June 20, 2006, the Lt. Gov. signed into law House Bill No. 2540 as Act 208, entitled: "MAKING AN APPROPRIATION FOR INCREASING STIPENDS FOR VOLUNTEER PRECINCT OFFICIALS."

Gov. Msg. No. 739, informing the Senate that on June 20, 2006, the Lt. Gov. signed into law House Bill No. 2669 as Act 209, entitled: "RELATING TO THE CONVENTION CENTER ENTERPRISE SPECIAL FUND."

Gov. Msg. No. 740, informing the Senate that on June 20, 2006, the Lt. Gov. signed into law House Bill No. 2805 as Act 210, entitled: "RELATING TO STATE PLANNING."

Gov. Msg. No. 741, informing the Senate that on June 20, 2006, the Lt. Gov. signed into law House Bill No. 2806 as Act 211, entitled: "RELATING TO SUSTAINABILITY."

Gov. Msg. No. 742, informing the Senate that on June 20, 2006, the Lt. Gov. signed into law Senate Bill No. 2753 as Act 212, entitled: "MAKING AN APPROPRIATION FOR THE OPERATION AND MAINTENANCE OF THE EAST KAUAI IRRIGATION SYSTEM."

Gov. Msg. No. 743, informing the Senate that on June 20, 2006, the Lt. Gov. signed into law Senate Bill No. 2484 as Act 213, entitled: "MAKING AN APPROPRIATION FOR VOG MONITORING STATIONS."

Gov. Msg. No. 744, informing the Senate that on June 21, 2006, she signed into law Senate Bill No. 819 as Act 214, entitled: "RELATING TO THE HAWAII HISTORIC PRESERVATION SPECIAL FUND."

Gov. Msg. No. 745, informing the Senate that on June 21, 2006, she signed into law House Bill No. 2974 as Act 215, entitled: "RELATING TO HISTORIC PRESERVATION."

Gov. Msg. No. 746, informing the Senate that on June 21, 2006, she signed into law Senate Bill No. 1899 as Act 216, entitled: "RELATING TO AGRICULTURE."

Gov. Msg. No. 747, informing the Senate that on June 21, 2006, she signed into law Senate Bill No. 3000 as Act 217, entitled: "RELATING TO HOUSING."

Gov. Msg. No. 748, informing the Senate that on June 21, 2006, she signed into law Senate Bill No. 2502 as Act 218, entitled: "MAKING AN APPROPRIATION FOR DONATED DENTAL SERVICES."

Gov. Msg. No. 749, informing the Senate that on June 21, 2006, she signed into law Senate Bill No. 2227 as Act 219, entitled: "RELATING TO HEALTH INSURANCE."

Gov. Msg. No. 750, informing the Senate that on June 21, 2006, she signed into law Senate Bill No. 2343 as Act 220, entitled: "RELATING TO CRIMINAL HISTORY RECORD CHECKS."

Gov. Msg. No. 751, informing the Senate that on June 22, 2006, she signed into law House Bill No. 1809 as Act 221, entitled: "RELATING TO MOTOR VEHICLE DRIVER'S LICENSE."

Gov. Msg. No. 752, informing the Senate that on June 22, 2006, she signed into law House Bill No. 2708 as Act 222, entitled: "RELATING TO ADVERTISING."

Gov. Msg. No. 753, informing the Senate that on June 22, 2006, she signed into law Senate Bill No. 2480 as Act 223, entitled: "RELATING TO WASTEWATER MANAGEMENT."

Gov. Msg. No. 754, informing the Senate that on June 22, 2006, she signed into law Senate Bill No. 1294 as Act 224, entitled: "RELATING TO PUBLIC LAND TRUST REVENUES."

Gov. Msg. No. 755, informing the Senate that on June 22, 2006, she signed into law Senate Bill No. 2720 as Act 225, entitled: "RELATING TO EDUCATION."

Gov. Msg. No. 756, informing the Senate that on June 22, 2006, she signed into law Senate Bill No. 2887 as Act 226, entitled: "RELATING TO EDUCATION."

Gov. Msg. No. 757, informing the Senate that on June 22, 2006, she signed into law House Bill No. 1968 as Act 227, entitled: "RELATING TO INTOXICATING LIQUOR."

Gov. Msg. No. 758, informing the Senate that on June 22, 2006, she signed into law House Bill No. 2315 as Act 228, entitled: "RELATING TO THE CODE OF FINANCIAL INSTITUTIONS."

Gov. Msg. No. 759, informing the Senate that on June 22, 2006, she signed into law Senate Bill No. 743 as Act 229,

entitled: "RELATING TO THE UNIFORM SECURITIES ACT."

Gov. Msg. No. 760, informing the Senate that on June 22, 2006, she signed into law House Bill No. 3256 as Act 230, entitled: "RELATING TO THE PENAL CODE."

Gov. Msg. No. 761, informing the Senate that on June 23, 2006, she signed into law Senate Bill No. 3105 as Act 231, entitled: "RELATING TO DEPOSIT BEVERAGE CONTAINER PROGRAM."

Gov. Msg. No. 762, informing the Senate that on June 23, 2006, she signed into law Senate Bill No. 2188 as Act 232, entitled: "RELATING TO A COMMISSION ON FATHERHOOD."

Gov. Msg. No. 763, informing the Senate that on June 23, 2006, she signed into law House Bill No. 2179 as Act 233, entitled: "RELATING TO AGRICULTURE."

Gov. Msg. No. 764, informing the Senate that on June 23, 2006, she signed into law Senate Bill No. 2980 as Act 234, entitled: "RELATING TO EDUCATION."

Gov. Msg. No. 765, informing the Senate that on June 23, 2006, she signed into law House Bill No. 2313 as Act 235, entitled: "RELATING TO BUSINESS REGISTRATION."

Gov. Msg. No. 766, informing the Senate that on June 23, 2006, she signed into law Senate Bill No. 3254 as Act 236, entitled: "RELATING TO HOME AND COMMUNITY-BASED SERVICES."

Gov. Msg. No. 767, informing the Senate that on June 23, 2006, she signed into law Senate Bill No. 2774 as Act 237, entitled: "RELATING TO HOUSING."

"Dear Mr. President and Members of the Senate:

I have signed this bill in recognition of the immediate need to address the concerns of families residing at Kunia Camp in Central Oahu.

However, I believe the bill is not well thought out and presents long-term problems, which I plan to address administratively and through legislative proposals.

First, the bill constitutes 'spot zoning' within a State agricultural district. This approach has the potential to whittle away at the State's most productive and readily irrigated agricultural lands. Further, it runs counter to the principles embodied in the Important Agricultural Lands provisions within the State Constitution and enacted into law by the Legislature in 2005.

Second, there are no safeguards provided within this bill as to the type and use of future housing within 'plantation community subdivisions.' For example, the bill does not state that the workers must dwell in these structures after the plantation is closed down. The bill also does not prohibit the dwelling from being demolished, rebuilt, or sold or rented to others.

Third, there is nothing in the language of SB 2774 to inhibit a person from constructing a large, up-scale home on the site of a former plantation dwelling. Further, if a company involved in both agriculture and land development elected to build luxury homes for its senior executives on agricultural land and declare these 'plantation community subdivisions' the bill does not impede this type of construction.

Additionally, the bill does not define the boundaries of a 'plantation community subdivision,' thus allowing additional homes to be built at some time in the future, further encroaching on agricultural properties.

Mayor Hannemann's Administration considered these problems so serious his planning director recommended I veto this bill.

I hope the Legislature will work with my Administration during the balance of the year to address the land-use concerns raised by the enactment of SB 2774.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 768, informing the Senate that on June 23, 2006, she signed into law Senate Bill No. 2930 as Act 238, entitled: "RELATING TO CRUELTY TO ANIMALS."

Gov. Msg. No. 769, informing the Senate that on June 23, 2006, she signed into law Senate Bill No. 2924 as Act 239, entitled: "RELATING TO CRUELTY TO ANIMALS."

Gov. Msg. No. 770, informing the Senate that on June 26, 2006, she signed into law Senate Bill No. 2957 as Act 240, entitled: "RELATING TO ENERGY."

Gov. Msg. No. 771, informing the Senate that on June 26, 2006, she signed into law Senate Bill No. 2501 as Act 241, entitled: "RELATING TO FISHING."

Gov. Msg. No. 772, dated June 26, 2006, transmitting the proclamations giving notice of her plans to return with her objections House Bill Nos. 266, 439, 1800, 1867, 2199, 2265, 2299, 2558, 2595, 2641, 2691, 2692, 2878, 3116, 3118 and 3261; and Senate Bill Nos. 2004, 2006, 2076, 2133, 2150, 2166, 2190, 2244, 2727, 2997, 3035 and 3181, which reads as follows:

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 266, entitled 'A Bill for an Act Relating to Labor,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 266 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 266 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle

LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 439, entitled 'A Bill for an Act Relating to the Office of the Ombudsman,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 439 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 439 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1800, entitled 'A Bill for an Act Relating to Sale of Real Property,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1800 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1800 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1867, entitled 'A Bill for an Act Relating to Workers' Compensation,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1867 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1867 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 2199, entitled 'A Bill for an Act Relating to International Trade Agreement,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 2199 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 2199 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or

presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 2265, entitled 'A Bill for an Act Relating to Corrections,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 2265 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 2265 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 2299, entitled 'A Bill for an Act Relating to Chapter 803,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 2299 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 2299 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 2558, entitled 'A Bill for an Act Relating to Vocational Rehabilitation,' passed by the

Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 2558 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 2558 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 2595, entitled 'A Bill for an Act Relating to Family Visits,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 2595 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 2595 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 2641, entitled 'A Bill for an Act Relating to Public Work Projects,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 2641 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 2641 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th day
of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 2691, entitled 'A Bill for an Act Relating to Prevailing Wages,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 2691 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 2691 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th day
of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 2692, entitled 'A Bill for an Act Relating to Public Works,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 2692 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House

Bill No. 2692 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th day
of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 2878, entitled 'A Bill for an Act Relating to Special Purpose Revenue Bonds to Assist Tradewinds Forest Products, LLC,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 2878 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 2878 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 3116, entitled 'A Bill for an Act Relating to the Hawaii Children's Health Care Program,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 3116 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 3116 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,

State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 3118, entitled 'A Bill for an Act Relating to Corporations,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 3118 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 3118 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th day
of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 3261, entitled 'A Bill for an Act Relating to Ingenuity Corporation Charter,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 3261 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 3261 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle
LINDA LINGLE

Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 2004, entitled 'A Bill for an Act Relating to Historic Preservation,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 2004 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 2004 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 2006, entitled 'A Bill for an Act Prohibiting Sales of Opihi,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 2006 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 2006 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th day
of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 2076, entitled 'A Bill for an Act Relating to Leasehold Conversion,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 2076 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 2076 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 2133, entitled 'A Bill for an Act Relating to Health,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 2133 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 2133 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or

presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 2150, entitled 'A Bill for an Act Relating to Boating,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 2150 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 2150 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 2166, entitled 'A Bill for an Act Relating to Minors,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 2166 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 2166 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th day
of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 2190, entitled 'A bill [sic] for an Act Relating to Employment Security,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 2190 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 2190 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 2244, entitled 'A Bill for an Act Relating to Expungements,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 2244 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 2244 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 2727, entitled 'A Bill for an Act Relating to Neurotrauma,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 2727 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 2727 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th day
of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 2997, entitled 'A Bill for an Act Relating to Procurement,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 2997 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 2997 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 3035, entitled 'A Bill for an Act Relating to Continued Temporary Total Disability Benefits to Injured Employees,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 3035 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate

Bill No. 3035 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 3181, entitled 'A Bill for an Act Relating to Solid Waste,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 3181 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 3181 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 26th
day of June, 2006.

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 773, informing the Senate that on June 28, 2006, she signed into law House Bill No. 2153 as Act 242, entitled: "RELATING TO HEALTH."

Gov. Msg. No. 774, informing the Senate that on June 28, 2006, she signed into law Senate Bill No. 2461 as Act 243, entitled: "RELATING TO GRANTS."

Gov. Msg. No. 775, informing the Senate that on June 28, 2006, she signed into law House Bill No. 2961 as Act 244, entitled: "RELATING TO EDUCATION."

Gov. Msg. No. 776, informing the Senate that on June 28, 2006, she signed into law Senate Bill No. 2704 as Act 245, entitled: "RELATING TO EDUCATION."

Gov. Msg. No. 777, informing the Senate that on June 28, 2006, she signed into law Senate Bill No. 2956 as Act 246, entitled: "RELATING TO EDUCATION."

Gov. Msg. No. 778, informing the Senate that on June 28, 2006, she signed into law House Bill No. 2626 as Act 247, entitled: "RELATING TO STATE BONDS."

Gov. Msg. No. 779, informing the Senate that on June 29, 2006, she signed into law House Bill No. 2045 as Act 248, entitled: "RELATING TO PERINATAL CARE."

Gov. Msg. No. 780, informing the Senate that on June 29, 2006, she signed into law House Bill No. 1995 as Act 249, entitled: "RELATING TO ENDANGERING THE WELFARE OF A MINOR."

Gov. Msg. No. 781, informing the Senate that on June 29, 2006, she signed into law House Bill No. 2145 as Act 250, entitled: "RELATING TO AGRICULTURAL TOURISM."

Gov. Msg. No. 782, informing the Senate that on June 29, 2006, she signed into law Senate Bill No. 2090 as Act 251, entitled: "RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Gov. Msg. No. 783, informing the Senate that on June 29, 2006, she signed into law Senate Bill No. 2487 as Act 252, entitled: "RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Gov. Msg. No. 784, informing the Senate that on June 30, 2006, she signed into law Senate Bill No. 2430 as Act 253, entitled: "RELATING TO ELECTION."

Gov. Msg. No. 785, informing the Senate that on June 30, 2006, she signed into law Senate Bill No. 3077 as Act 254, entitled: "RELATING TO CONSERVATION."

Gov. Msg. No. 786, informing the Senate that on June 30, 2006, she signed into law Senate Bill No. 2036 as Act 255, entitled: "MAKING AN APPROPRIATION FOR AN INTERNATIONAL BUSINESS AND TECHNOLOGY INCUBATOR."

Gov. Msg. No. 787, informing the Senate that on June 30, 2006, she signed into law Senate Bill No. 3215 as Act 256, entitled: "RELATING TO CHILDREN."

Gov. Msg. No. 788, informing the Senate that on June 30, 2006, she signed into law Senate Bill No. 3120 as Act 257, entitled: "RELATING TO THE UNIVERSITY OF HAWAII."

Gov. Msg. No. 789, informing the Senate that on June 30, 2006, she signed into law Senate Bill No. 467 as Act 258, entitled: "RELATING TO CORRECTIONS."

Gov. Msg. No. 790, informing the Senate that on June 30, 2006, she signed into law Senate Bill No. 3101 as Act 259, entitled: "RELATING TO EARLY CHILDHOOD EDUCATION."

Gov. Msg. No. 791, informing the Senate that on July 3, 2006, she signed into law House Bill No. 2051 as Act 260, entitled: "RELATING TO PROTECTION FOR VICTIMS OF HUMAN TRAFFICKING."

Gov. Msg. No. 792, informing the Senate that on July 3, 2006, she signed into law Senate Bill No. 2630 as Act 261, entitled: "MAKING AN APPROPRIATION FOR DEVELOPMENTAL DISABILITIES."

Gov. Msg. No. 793, informing the Senate that on July 3, 2006, she signed into law Senate Bill No. 3252 as Act 262, entitled: "RELATING TO CAREGIVING."

Gov. Msg. No. 794, informing the Senate that on July 3, 2006, she signed into law Senate Bill No. 3197 as Act 263, entitled: "RELATING TO SUBSTITUTE TEACHERS."

Gov. Msg. No. 795, informing the Senate that on July 3, 2006, she signed into law Senate Bill No. 3003 as Act 264,

entitled: "RELATING TO THE STATE PHARMACY ASSISTANCE PROGRAM."

Gov. Msg. No. 796, informing the Senate that on July 3, 2006, she signed into law House Bill No. 1821 as Act 265, entitled: "RELATING TO CARE HOMES."

Gov. Msg. No. 797, informing the Senate that on July 3, 2006, she signed into law Senate Bill No. 218 as Act 266, entitled: "RELATING TO HEALTH."

Gov. Msg. No. 798, informing the Senate that on July 4, 2006, she signed into law Senate Bill No. 3078 as Act 267, entitled: "RELATING TO AGRICULTURE."

Gov. Msg. No. 799, informing the Senate that on July 4, 2006, she signed into law Senate Bill No. 2505 as Act 268, entitled: "MAKES APPROPRIATIONS FOR SCHOOL-BASED SUBSTANCE ABUSE TREATMENT PROGRAMS FOR ADOLESCENTS."

Gov. Msg. No. 800, informing the Senate that on July 4, 2006, she signed into law Senate Bill No. 2504 as Act 269, entitled: "RELATING TO PARKING FOR PERSONS WITH DISABILITIES."

Gov. Msg. No. 801, informing the Senate that on July 4, 2006, she signed into law Senate Bill No. 3247 as Act 270, entitled: "RELATING TO CARE HOMES."

Gov. Msg. No. 802, informing the Senate that on July 4, 2006, she signed into law House Bill No. 2146 as Act 271, entitled: "RELATING TO LAND USE."

Gov. Msg. No. 803, informing the Senate that on July 4, 2006, she signed into law Senate Bill No. 3195 as Act 272, entitled: "MAKING AN APPROPRIATION FOR EDUCATION."

Gov. Msg. No. 804, informing the Senate that on July 5, 2006, she signed into law House Bill No. 3225 as Act 273, entitled: "RELATING TO CONDOMINIUMS."

Gov. Msg. No. 805, informing the Senate that on July 5, 2006, she signed into law Senate Bill No. 2913 as Act 274, entitled: "RELATING TO CONTRACTORS."

Gov. Msg. No. 806, informing the Senate that on July 5, 2006, she signed into law House Bill No. 3100 as Act 275, entitled: "RELATING TO MORTGAGE FORECLOSURES."

Gov. Msg. No. 807, informing the Senate that on July 5, 2006, she signed into law House Bill No. 1935 as Act 276, entitled: "RELATING TO PLANNED COMMUNITY ASSOCIATIONS."

Gov. Msg. No. 808, informing the Senate that on July 5, 2006, she signed into law Senate Bill No. 2545 as Act 277, entitled: "RELATING TO CONDOMINIUMS."

Gov. Msg. No. 809, informing the Senate that on July 5, 2006, she signed into law Senate Bill No. 2454 as Act 278, entitled: "RELATING TO OUT-OF-STATE SALES OF TIME SHARE INTERESTS."

Gov. Msg. No. 810, informing the Senate that on July 6, 2006, she signed into law House Bill No. 1706 as Act 279, entitled: "RELATING TO THE UNIFORM ENVIRONMENTAL COVENANTS ACT."

Gov. Msg. No. 811, informing the Senate that on July 6, 2006, she signed into law Senate Bill No. 2909 as Act 280, entitled: "RELATING TO PERMIT APPROVALS."

Gov. Msg. No. 812, informing the Senate that on July 6, 2006, she signed into law Senate Bill No. 486 as Act 281, entitled: "RELATING TO CHILDREN AND YOUTH."

Gov. Msg. No. 813, informing the Senate that on July 6, 2006, she signed into law House Bill No. 3060 as Act 282, entitled: "RELATING TO HIGH TECHNOLOGY."

Gov. Msg. No. 814, informing the Senate that on July 7, 2006, she signed into law Senate Bill No. 2898 as Act 283, entitled: "RELATING TO PROCUREMENT."

Gov. Msg. No. 815, informing the Senate that on July 7, 2006, she signed into law Senate Bill No. 2600 as Act 284, entitled: "RELATING TO ELECTRONIC COURT RECORDS, DOCUMENTS, PROCESSES, AND CERTIFICATES."

Gov. Msg. No. 816, informing the Senate that on July 7, 2006, she signed into law Senate Bill No. 3253 as Act 285, entitled: "RELATING TO CAREGIVING."

Gov. Msg. No. 817, informing the Senate that on July 7, 2006, she signed into law House Bill No. 1862 as Act 286, entitled: "RELATING TO EDUCATION."

Gov. Msg. No. 818, informing the Senate that on July 7, 2006, she signed into law Senate Bill No. 475 as Act 287, entitled: "RELATING TO PUBLIC ASSISTANCE."

Gov. Msg. No. 819, informing the Senate that on July 7, 2006, she signed into law House Bill No. 2239 as Act 288, entitled: "RELATING TO LAND ACQUISITION."

Gov. Msg. No. 820, informing the Senate that on July 7, 2006, she signed into law Senate Bill No. 2162 as Act 289, entitled: "RELATING TO FOSTER CHILDREN."

Gov. Msg. No. 821, informing the Senate that on July 10, 2006, she signed into law House Bill No. 2778 as Act 290, entitled: "RELATING TO LANGUAGE ACCESS."

Gov. Msg. No. 822, informing the Senate that on July 10, 2006, she signed into law House Bill No. 3036 as Act 291, entitled: "RELATING TO CONTRACTS."

Gov. Msg. No. 823, informing the Senate that on July 10, 2006, she signed into law Senate Bill No. 2897 as Act 292, entitled: "RELATING TO PROCUREMENT."

Gov. Msg. No. 824, informing the Senate that on July 10, 2006, she signed into law Senate Bill No. 895 as Act 293, entitled: "RELATING TO LIMU MANAGEMENT AREA."

Gov. Msg. No. 825, informing the Senate that on July 10, 2006, she signed into law Senate Bill No. 2145 as Act 294, entitled: "RELATING TO THE ENVIRONMENT."

Gov. Msg. No. 826, informing the Senate that on July 10, 2006, she signed into law Senate Bill No. 3262 as Act 295, entitled: "RELATING TO HEALTH."

Gov. Msg. No. 827, informing the Senate that on July 10, 2006, she signed into law Senate Bill No. 2929 as Act 296, entitled: "RELATING TO THE LAND USE COMMISSION."

Gov. Msg. No. 828, dated July 11, 2006, transmitting her statement of objections to House Bill No. 439 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 11, 2006

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 439

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 439, entitled ‘A Bill for an Act Relating to the Office of the Ombudsman.’

House Bill No. 439 provides the Ombudsman with access to taxpayers’ confidential tax returns and return information, ostensibly to allow the Ombudsman to investigate complaints from taxpayers concerning the processing of their tax returns.

The statutory guarantee that taxpayers’ returns will remain confidential promotes full compliance with Hawaii’s tax laws and encourages taxpayers to voluntarily report their income from all sources. This bill unnecessarily erodes the strong statutory assurance of confidentiality that attaches to each taxpayer’s tax returns.

The Department of Taxation is authorized to disclose, and routinely discloses, confidential tax returns upon the express written authorization of the taxpayer affected. Where it is necessary for the Ombudsman to investigate a complaint regarding the processing of a tax return, the Ombudsman should reasonably be able to obtain the written authorization of the complaining party.

Furthermore, the Department of Taxation Taxpayer Advocate is responsible for helping resolve tax disputes. Thus, it is possible to resolve a majority of concerns without violating the confidential arrangements for protecting taxpayer data that already exists within the Executive Branch.

For the foregoing reasons, I am returning House Bill No. 439 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii”

Gov. Msg. No. 829, dated July 11, 2006, transmitting her statement of objections to House Bill No. 1800 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1800

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1800, entitled ‘A Bill for an Act Relating to Sale of Real Property.’

This measure increases the income tax withheld on the sale of real property in Hawaii by a nonresident seller from five percent to eight and a quarter percent of the amount realized from the sale.

This bill unnecessarily increases the income tax withholding on the sale of real property by nonresident sellers to ensure proper payment of taxes owed to the State are paid. The Department of Taxation reported that the current withholding of five percent is already excessive and large refunds are being issued because the five percent withholding is almost always larger than the tax on the gains on the sale of the property. Further, this bill fails to recognize that many land transactions involve 1031 exchanges wherein the seller is not liable for taxes if they purchase a property of the same or higher value within 18 months.

Moreover, this bill does not increase tax revenue or affect the proper assessment of tax because the capital gains tax remains unchanged at seven and a quarter percent. Instead, this bill will increase the burden on the Department of Taxation to process more claims and issue more refunds to taxpayers.

It should be noted that when the withholding tax rate was previously increased, the Legislature had to reverse their decision within a short period of time. In 1990, Act 213 required a buyer to withhold nine percent of the amount realized on the sale of Hawaii real property from a nonresident seller. Due to the overwhelming dissatisfaction expressed by the public, the Legislature in the very next session reduced the withholding amount to the current five percent by Act 279, Session Laws of Hawaii 1991. In effect, Act 213 of 1990 was operative for only seven months (i.e., January 1, 1991, through July 31, 1991).

For the foregoing reasons, I am returning House Bill No. 1800 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii”

Gov. Msg. No. 830, dated July 11, 2006, transmitting her statement of objections to House Bill No. 2199 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 11, 2006

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 2199

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2199, entitled ‘A Bill for an Act Relating to International Trade Agreement.’

The purpose of this bill is to provide that procurement provisions in international trade agreements shall not be valid as applied to the State unless the Legislature votes to approve those procurement provisions. Certain existing international trade agreements that contain procurement provisions requested the individual states to consent to be bound to the agreements. In the past, governors of Hawaii had given the State's consent. This bill henceforth requires legislative action to give that consent.

This bill is objectionable for the following reasons. First, the federal government's requests to the states to consent to be bound to international trade agreements frequently come with short notices and specific deadlines. House Bill No. 2199 does not address how the State will timely respond to these deadlines when the Legislature is not in session.

Second, the timing of this bill raises the question why the Legislature did not object to the ability of prior governors to bind the State to such international trade agreements but does not support this authority for the existing Governor.

Third, the procurement provisions of these international trade agreements are usually reciprocal. If the Legislature cannot or does not act in time to commit the State to these reciprocal agreements, there may be serious consequences for the conduct of business in Hawaii. The Department of Accounting and General Services believes, and I agree, that the Legislature's involvement in the review of these international trade agreements could result in foreign companies not conducting business in Hawaii and Hawaii companies being prevented from conducting business in other countries.

For the foregoing reasons, I am returning House Bill No. 2199 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 831, dated July 11, 2006, transmitting her statement of objections to House Bill No. 2299 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 2299

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2299, entitled ‘A Bill for an Act Relating to Chapter 803.’

The purpose of this bill is to specify the exact procedure and the exact words to be stated by police before entering homes to arrest persons suspected of having committed crimes.

On **June 15, 2006**, the United States Supreme Court decided Hudson v. Michigan, a case that has re-written the entire federal jurisprudence of ‘knock and announce’ and has determined that there is no constitutional requirement to suppress evidence

based on a ‘knock and announce’ violation. I believe that any bill that addresses ‘knock and announce’ ought to reflect this decision, and thus it would be prudent to wait until the 2007 regular session of the Legislature to revisit this matter.

The original purpose of this bill was to restore the standards required by the United States Constitution, rather than the higher standard imposed by section 803-11, Hawaii Revised Statutes, that dictates police procedure when entering a house to arrest a person suspected of a crime. This bill was proposed in response to a case decided by the Hawaii Supreme Court. In State v. Maldonado, 108 Haw. 436, 121 P.3d 901 (2005), the Court held that section 803-11, Hawaii Revised Statutes, requires strict compliance and that, if a law enforcement officer does not strictly comply with the exact language of section 803-11 when executing a warrant of arrest, all evidence gained during the execution of the warrant must be suppressed. (As noted above, such suppression is now no longer required by the United States Constitution).

It is well-settled law that both the Fourth Amendment to the United States Constitution and section 7 of article I of the Constitution of the State of Hawaii require only that a search must be reasonable. The United States Court of Appeals for the Ninth Circuit, in United States v. Combs, 379 F.3d 564 (9th Cir. 2004), citing the United States Supreme Court decision in Wilson v. Arkansas, 514 U.S. 927, 934 (1995), stated that ‘The common-law principle that law enforcement officers should “knock and announce” their presence and authority before entering a dwelling is part of the reasonableness inquiry under the United States Constitution’s Fourth Amendment guarantee against unreasonable searches and seizure’ and that ‘[t]he Fourth Amendment’s flexible requirement of reasonableness should not be read to mandate a rigid rule of announcement that ignores countervailing law enforcement interests.’ The Combs decision further stated, ‘Since Wilson, the Court has reiterated that the knock and announce principle is a part of the reasonableness inquiry rather than a prerequisite for constitutional entry.’ Thus, in a case where the police shout ‘Police – search warrant,’ the police have substantially complied with the constitutional ‘knock and announce’ requirement.

However, in Hawaii, because of the wording of section 803-11, it is insufficient to shout ‘police – search warrant.’ The Hawaii Supreme Court has held that, even though it would be reasonable to infer that police officers standing at a door shouting ‘police – search warrant’ are demanding entry to a house, the entry is invalidated by section 803-11 unless the police explicitly demand entry. State v. Harada, 98 Haw. 18, 41 P.3d 174 (2002).

In the Maldonado case, a law enforcement officer received a tip that one of Hawaii’s most wanted criminals, Robert Maldonado, was at a given location and that this wanted criminal might be in possession of firearms and drugs. This officer, along with others, donned body armor and went to the location, bearing a valid warrant for the arrest of this ‘most wanted’ fugitive. One can scarcely imagine a more dangerous assignment for a law enforcement officer. The search of the house resulted in the discovery of contraband and the arrest of Jobert Maldonado, the fugitive’s brother. Jobert Maldonado was arrested and convicted, but the conviction was reversed because the officers, while conducting a potentially dangerous operation, did not ‘strictly comply’ with section 803-11.

The law enforcement officers in this case had knocked and then shouted ‘Sheriffs Office – Police’ while simultaneously opening an unlocked screen door. Although the screen door was closed, the wooden door was open when the officers arrived and was not broken by the law enforcement officers.

The officers received oral permission to enter the house and entered the house, where they observed what appeared to be evidence of a 'clandestine lab' used for the production of methamphetamine. However, the officers did not announce that they were the bearers of an arrest warrant and did not wait a reasonable time after demanding entry before opening the unlocked screen door. While it is true that the officers had not strictly complied with section 803-11, permission to enter was given and not refused, so most citizens, as well as the United States Congress and the United States Supreme Court, would have deemed the entry lawful.

Under the United States Constitution and under the Constitution of the State of Hawaii, the arrest of this 'most wanted' fugitive would not have been subject to strict compliance, but rather a more appropriate standard of reasonableness. But because of section 803-11, the 'strict compliance' standard applies, even under very dangerous circumstances, so the conviction was reversed.

The intent of the Legislature was not to change the rule that exigent circumstances can excuse the use of the 'knock and announce' procedure. However, the phrase 'absent exigent circumstances' was placed in a portion of the bill where it will not have the intended effect and will likely create some serious interpretational problems and unintended consequences. This phrase was placed in the bill very late in the drafting process at the request of the Department of the Attorney General, but unfortunately the phrase was not inserted in the proper place.

In addition, as drafted, House Bill No. 2299 will not resolve the problem demonstrated by the Maldonado case. The first part of the bill specifically requires a knock on the door and specific words to be used. This is not flexible enough, given the varied and unpredictable situations law enforcement officers encounter, and could lead to other unjust outcomes like the one reached in the Maldonado case.

The bill also rewrites the statute and redefines reasonable time. There is a potential problem with this amendment. First, the amendment is apparently based upon 18 U.S.C. § 3109 (the Federal Knock and Announce Rule) and the federal case law interpreting that section. That section reads, with regard to search warrant execution:

The officer may break open any outer or inner door or any window of a house, or any part of the house, or anything therein, to execute a search warrant, if, after notice of his authority and purpose, he is refused admittance or when necessary to liberate himself or a person aiding him in the execution of the warrant.

18 U.S.C. § 3109.

As noted in the Senate Judiciary and Hawaiian Affairs Committee report, the United States Court of Appeals for the Ninth Circuit in United States v. Chavez-Miranda, 306 F.3d 973 (9th Cir. 2002), spelled out what should be taken into account when deciding a reasonable length of time, and that has been essentially incorporated into this bill. However, by incorporating only part of the federal law, this amendment fails to restore the more reasonable standards created by the United States Constitution and conversely will serve only to further complicate state arrest procedures by mandating strict compliance with additional statutory standards.

For the foregoing reasons, I am returning House Bill No. 2299 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 832, dated July 11, 2006, transmitting her statement of objections to House Bill No. 2265 which she has returned to the House of Representatives without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 2265

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2265, entitled 'A Bill for an Act Relating to Corrections.'

This bill would transfer the supervisory and counseling functions of paroled individuals along with positions and employees from the field service branch of the Hawaii Paroling Authority to the Department of Public Safety.

This bill is objectionable because it creates a conflict of interest on the part of the Department of Public Safety in rendering services to be relied upon by the Hawaii Paroling Authority. The Hawaii Paroling Authority utilizes the reports and recommendations of its independent supervisory and counseling staff in its field service branch in rendering its decisions on whether to re-incarcerate parole violators. To the extent that the Department of Public Safety's interest is in the operation and management of jails and prisons and accommodating those committed to incarceration, its recommendations to the Hawaii Paroling Authority against re-incarceration could be called into question creating an undue conflict between the two governmental bodies.

This bill erodes the independence and objectivity the Hawaii Paroling Authority must exercise when making decisions about recommitting convicted felons and also protecting the safety of the community.

The bill fails to note that the populations the Department of Public Safety supervises in its Intake Services Center are different from the populations the Hawaii Paroling Authority is responsible for supervising. It should be noted that the proposed transfer is opposed by those respected in the law enforcement community, including the Honolulu Prosecuting Attorney, Attorney General, members of the Judiciary, and the senior management of the Department of Public Safety.

For the foregoing reasons, I am returning House Bill No. 2265 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 833, dated July 11, 2006, transmitting her statement of objections to House Bill No. 2558 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 2558

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2558, entitled ‘A Bill for an Act Relating to Vocational Rehabilitation.’

The purported intent of this bill is to authorize the Director of Labor and Industrial Relations to refer injured employees who may not have suffered permanent disabilities as a result of their work injuries for vocational rehabilitation when the injured employees are unable to return to their regular jobs after their injuries may have stabilized and when employers have made no offer of ‘permanent’ suitable work that is comparable in earnings to that of the employees’ former jobs.

My Administration believes that returning injured employees to work is medically and economically beneficial to the employees, is economically beneficial to the employers, and is beneficial to the workers’ compensation system. Thus, my Administration has supported efforts to encourage employers to provide alternative work and efforts to vocationally rehabilitate injured employees.

This bill, however, is objectionable because the requirement that employers offer ‘permanent’ suitable work could be interpreted to imply that employers must offer guaranteed lifelong employment and that employers cannot later terminate the employee for economic reasons or employee misconduct. To the extent that employers will not be able to offer such permanent work, more employees would seek vocational rehabilitation services, thus increasing the cost of the system.

It should be pointed out that vocational rehabilitation services are intended for those injured employees who have become permanently disabled from performing their usual and customary work and the employer has no other work available to accommodate the person’s permanent limitations. Allowing all injured employees, even those with minor injuries, the ability to be considered for vocational rehabilitation services could significantly increase the number of injured workers flowing into the vocational rehabilitation system. It would increase temporary disability costs, increase workers compensation premiums, and preclude availability of the system for those who most need it – the permanently disabled.

For the foregoing reasons, I am returning House Bill No. 2558 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii”

Gov. Msg. No. 834, dated July 11, 2006, transmitting her statement of objections to Senate Bill No. 2076 which she has returned to the Senate without her approval and which reads as follows:

“EXECUTIVE CHAMBERS

HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 2076

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 2076, entitled ‘A Bill for an Act Relating to Leasehold Conversion.’

The purpose of Senate Bill No. 2076 is to allow, for a limited time, a fee owner to exclude from taxable income one hundred percent of the gain realized from: (1) the sale of the leased fee interest in a residential house lot or multi-family residential leasehold unit to the lessee of the house lot or unit; or (2) the sale of the leased fee interest in a multi-family residential leasehold property to the association of apartment owners or the residential cooperative corporation of the multi-family residential leasehold property. The total exclusion may not exceed an aggregate cap of \$800,000 for ‘all taxpayers in the State in any tax year.’

Although the provision of an incentive for fee owners to sell the fee interest in their residential real property is an idea that has merit, this bill is objectionable because it provides an inadequate incentive for a significant number of owners to sell their leased fee interest. Moreover, the cost and time necessary to implement the bill for two years far outweigh the benefits. This bill will provide an incentive for only a few fee owners to sell their leased fee interest since the maximum tax savings available under the cap would be \$58,000 per year. On the other hand, to implement the bill, the Department of Taxation will be faced with the administrative burdens of establishing guidelines, training personnel, gearing up for a public information campaign, creating and printing the exemption form, and reviewing an unknown number of claims.

The aggregate cap frustrates the laudable purpose to promote widespread leasehold conversion. The aggregate cap of \$800,000 is very low and will easily be exceeded by the sale of just one or two single-family homes, or maybe three or four condominium units. This bill provides no criteria or guidelines for the Department of Taxation to determine which of the fee owners would qualify for the exclusion from income of up to \$800,000 ‘in the aggregate for all taxpayers in the State in any tax year.’ Consequently, the Department of Taxation will also be faced with tax appeals and litigation regarding this bill.

For the foregoing reasons, I am returning Senate Bill No. 2076 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii”

Gov. Msg. No. 835, dated July 11, 2006, transmitting her statement of objections to House Bill No. 3118 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 3118

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 3118, entitled 'A Bill for an Act Relating to Corporations.'

The purpose of this bill is to establish a task force to determine how to authorize the establishment of corporations structured to incorporate and protect the interests of employees and the public, and provide incentives for the creation of 'responsible' companies that not only consider the public interest, but integrate the public interest into the structure and duties of the corporation.

This bill is objectionable because it assumes that shareholder and community interests are at odds. This presupposes that corporations are so driven by their bottom lines that they do not care about their employees, their customers, the environment, public health and safety, or their communities. The bill's preamble is especially objectionable because it contends that corporations are incentivized and, thus, move deliberately to cause harm to those community interests. This assumes that corporations ignore their greatest asset (i.e., their employees) and their target audience (i.e., their customers). Nothing could be further from reality.

In the real world, a business must be responsive to its employees and its customers, or without them, the business will fail. Corporations are comprised of our neighbors; they are active at community events; and they are some of the most generous givers to charities in our community. To suggest that corporations would choose profit over the communities they operate in draws a false distinction and does a disservice to all of the hard working private-sector people who contribute to the betterment of our community.

Second, this bill is objectionable because it is inconsistent with other states' laws and, therefore, moves us in the wrong direction. It is flatly inconsistent with the recent progress that the State has made in becoming more business-friendly, and would move us back, once again, into the business-unfriendly column. My Administration has worked hard to make it easier for new businesses to come to Hawaii and increase competition in the marketplace. One way that we do this is to adopt model business laws and uniform legislation that have been adopted in other states across the nation. Adopting model laws means that businesses are familiar with the regulatory scheme and do not have to invest large amounts of capital to comply with regulatory laws that are unique to one location. As this bill is not based upon uniform legislation, it will not have the effect of enhancing Hawaii's business-friendly reputation. Instead, this bill will likely have the opposite effect, perpetuating the impression that Hawaii is anti-business.

Third, this bill is objectionable because it takes a myopic view of corporate governance. Rather than exploring other approaches to improving corporate governance and then determining which approach is appropriate for Hawaii, this bill refers to the Senate Draft as the basis for discussion and thereby rushes into an approach that will likely perpetuate Hawaii's anti-business reputation. If the intent were to improve corporate governance, it would have been more appropriate to charge the task force with examining a variety of approaches and then recommending the most appropriate approach for Hawaii, rather

than requiring that the task force begin by considering how to disempower corporate shareholders.

Finally, I am concerned with the bill's potential impact on tax revenues. Both the House and the original Senate version of this bill reflected what I believe to be the obvious fact that shifting control of corporations from shareholder investors to those representing community interests will not happen without financial incentives. As a result, those versions included tax breaks for those investing in 'responsible' corporations. The Senate Committee on Ways and Means wisely removed the tax break provisions from the bill, but the task force will surely have to consider whether tax breaks are necessary to make this new corporate form feasible. Giving tax breaks to encourage the creation of alternative corporate forms is bad public policy. If those corporations cannot succeed in the marketplace, their good intentions notwithstanding, I am not willing to force taxpayers to subsidize an experiment of this sort.

It is unusual for me to object to the creation of a task force, as a task force usually reflects an honest attempt to thoroughly consider an issue and, as a result, incorporates concepts of intellectual exploration, openness, and transparency that I frequently champion. In this case, though, I believe that the deck is stacked in favor of a demonstrably flawed concept. If the task force was not directed to start from the Conference Draft version of the bill, and if the Conference Draft itself did not reflect such hostility toward local business, it would be less problematic. Hostility toward business, though, is the essence of the proposal, and for that reason I cannot support it.

For the foregoing reasons, I am returning House Bill No. 3118 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 836, dated July 11, 2006, transmitting her statement of objections to Senate Bill No. 2150 which she has returned to the Senate without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 2150

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 2150, entitled 'A Bill for an Act Relating to Boating.'

The purpose of this bill is to prohibit the State from transferring small boat harbors to any county unless provided by statute.

This bill is objectionable because the proposed statute prohibiting the transfer of the small boat harbors to the counties is more restrictive than the already existing statute (section 200-2.5, Hawaii Revised Statutes). The statute already authorizes the Board of Land and Natural Resources to lease fast lands

within an existing state boating facility for private development, management, and operation without legislative approval.

Senate Bill No. 2150 provides that a similar transfer to a county would be prohibited. To the extent that the Legislature has already authorized the board to lease fast lands to private parties, the prohibition of leases to the counties, which are public bodies that are directly responsible to their citizens, is contrary to public policy because it places the counties at a disadvantage when compared with private parties if the counties desire to seek authority to operate a State-owned small boat harbor.

For the foregoing reasons, I am returning Senate Bill No. 2150 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 837, dated July 11, 2006, transmitting her statement of objections to Senate Bill No. 2190 which she has returned to the Senate without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO SENATE BILL NO.
2190

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 2190, entitled ‘A Bill for an Act Relating to Employment Security.’

The purposes of this bill are to provide temporary tax relief to employers by lowering the maximum taxable wage base for calendar years 2007 and 2008, to increase unemployment benefits for eligible individuals, to increase the amount an individual may earn while collecting his full unemployment benefit amount, and to exclude the payment of benefits to individuals who are terminated for willful or wanton misconduct.

This bill is objectionable because the increases in benefits to unemployment insurance claimants provided by this bill will have an adverse impact on the unemployment insurance trust fund and are projected to increase unemployment compensation benefits by approximately 18 percent per year.

This bill amends section 383-22, HRS, to increase the maximum weekly benefit amount an eligible individual may collect from seventy percent of the average weekly wage to eighty percent of the average weekly wage for benefits years beginning January 1, 2007. This permanent increase in the benefit amount will affect the balance of the unemployment trust fund.

In addition to the higher benefits amount, this bill also amends section 383-24, HRS, to increase the number of weeks that an eligible individual may obtain unemployment benefits

from twenty-six weeks to thirty weeks. This section is effective for claims filed on or after January 1, 2006.

This bill also amends section 383-23, HRS, to increase the amount of wages an employee may earn from \$50 to \$150 while collecting the full unemployment benefit amount.

As a consequence, the amount of taxes employers will pay in the future will permanently increase.

The bill’s proponents failed to provide convincing data that these changes are merited given the current unemployment climate in Hawaii. Our State has benefitted [*sic*] from the lowest national unemployment rates. There is no demonstrable basis that indicates employees who are temporarily out of work need extended unemployment insurance benefits nor higher payments. The job climate is such that those out of work should be encouraged to seek new employment in a timely fashion. This bill would tend to discourage timely re-entry into the workforce.

This bill will increase the cost of doing business in Hawaii, perpetuating Hawaii’s reputation as anti-business, which my administration has worked hard to reform. Had this bill provided for temporary tax relief for employers only, the cost of doing business would have been reduced and the trust fund would have remained healthy.

Finally, this bill amends section 383-30(2), Hawaii Revised Statutes, to disqualify individuals terminated from employment for willful or wanton misconduct connected with work, and defines ‘willful or wanton misconduct.’ Currently, section 383-30(2), HRS, disqualifies individuals who are discharged for misconduct connected with work.

As defined by this bill, ‘mere inefficiency, unsatisfactory conduct, poor performance, isolated instances, or good faith errors in judgment or discretion shall not constitute willful or wanton misconduct.’ Given this language, a single act, no matter how egregious, would not constitute misconduct.

My administration believes it would be bad public policy to allow employees to collect unemployment insurance benefits who are terminated for acts that endanger the safety of others in the workplace as well as misconduct and failure to follow proper company rules.

For the foregoing reasons, I am returning Senate Bill No. 2190 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 838, dated July 11, 2006, transmitting her statement of objections to Senate Bill No. 2997 which she has returned to the Senate without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO SENATE BILL NO.
2997

Honorable Members
Twenty-Third Legislature

State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 2997, entitled 'A Bill for an Act Relating to Procurement.'

This bill would provide exemptions from the Hawaii Public Procurement Code for the High Technology Development Corporation, the Hawaii Strategic Development Corporation, and the Natural Energy Laboratory of Hawaii Authority. This bill also exempts from the Procurement Code contracts for services by a legislative agency for the purpose of preparing a study or report for submission to the Legislature.

This bill is objectionable because the Procurement Code promotes transparency, fair treatment, competition, and public confidence in the government's procurement of goods, services, and construction. It is intended to protect against waste, fraud, and abuse. Absent compelling reasons, any governmental agency with the authority to expend public funds should be in compliance with the Procurement Code.

The ostensible reason for exempting the above-mentioned agencies from the Procurement Code is that they are involved in cutting-edge technology in a time-sensitive, market-driven, volatile investment environment, thus requiring the agencies to have the flexibility to make procurements in an expeditious manner. The reason for exempting contracts for legislative reports is that the procurement process impinges on the agencies' ability to timely comply with their reporting requirements to the Legislature.

The Procurement Code, however, already allows various source selection methods. In addition to invitations for bids and requests for proposals, the Procurement Code allows an informal process for small purchases, sole source selections, emergency purchases, and exemptions from the Procurement Code by law, by rules, or by written determinations of the Chief Procurement Officer. Given the existing flexibility, there is no basis for exempting these agencies from the Procurement Code. Moreover, the purposes of the Procurement Code – the promotion of transparency, fairness, competition, and public-confidence and the protection against waste, fraud, and abuse – should not be sacrificed absent compelling reasons or for the convenience of the agencies.

For the foregoing reasons, I am returning Senate Bill No. 2997 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 839, dated July 11, 2006, transmitting her statement of objections to House Bill No. 1867 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1867

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1867, entitled 'A Bill for an Act Relating to Workers' Compensation.'

This bill would extend medical services when a dispute exists between the injured employee and the employer or employer's insurer, until the Director of Labor and Industrial Relations (Director) issues a decision on whether medical care should continue. It allows the employer or employer's insurer to recover from the injured employee's personal health-care provider or other appropriate occupational or non-occupational insurer all sums paid for the disputed medical services after a designated date.

This bill is objectionable because it requires that an employer or employer's insurer continue to pay for medical treatments where the employer or employer's insurer considers the treatments proposed by the plan to be inappropriate, excessive, or for a non-compensable condition. In most cases these determinations are made after an independent medical examiner concludes the individual is ready to return to work.

This bill does not limit the type of medical service covered; thus, it could conceivably apply to all medical procedures, up to and including surgery. Further, it allows the medical treatments to continue solely on the decision of the medical provider who may not be a licensed physician.

Responsibility for paying for these extra treatments would rest with either the provider or the insurer if the Department of Labor and Industrial Relations subsequently decided they were not needed. This could result in a situation where the insurer has to pay for medical services that were determined unwarranted and unnecessary, likely resulting in higher workers' compensation premiums since this adds to the workers' compensation risk exposure of all businesses in Hawaii. Alternatively, if providers are left with the bill, they may decide not to offer the treatment, which defeats the purpose of this measure.

The Department of Labor and Industrial Relations issued rules in May 2005 that improved the hearings process and mandated the use of evidence-based clinically tested, medical treatment guidelines and allowed for an alternative dispute resolution process in lieu of a Department of Labor and Industrial Relations hearing. These rules could have decreased the number of denials. Ironically, these are the rules the Legislature suspended last year when they denied the Director of the Department of Labor and Industrial Relations rulemaking authority in this area.

Finally, this bill fundamentally changes the balance between employer and employee regarding the method by which medical care can be terminated. It essentially overrides the workers' compensation medical fee schedule and negates the 'reasonable and necessary' language in current Hawaii workers' compensation law, thereby placing in jeopardy the fiscal integrity of the State's workers' compensation system.

For the foregoing reasons, I am returning House Bill No. 1867 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 840, dated July 11, 2006, transmitting her statement of objections to House Bill No. 2878 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 2878

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2878, entitled ‘A Bill for an Act Relating to Special Purpose Revenue Bonds to Assist Tradewinds Forest Products, LLC.’

The purpose of this bill is to authorize the issuance of up to \$25,000,000 in special purpose revenue bonds to assist Tradewinds Forest Products, LLC (‘Tradewinds’), a Delaware limited liability company, in the establishment of a veneer mill and associated cogeneration plant (the ‘project’).

This bill is objectionable because there are serious questions as to whether issuance of the contemplated special purpose revenue bonds would serve a public purpose and whether financing of the project is an appropriate use of such bonds. First, based on an initial review, it is doubtful that special purpose revenue bonds could be issued for this project since most of the \$30,000,000 project does not appear to qualify for special purpose revenue bond financing on a federal tax-exempt basis. Absent a detailed legal analysis of the engineering schematics and components of the project by bond counsel, federal tax-exempt financing for the project likely would be limited to \$10,000,000 under section 144 of the Internal Revenue Code.

Generally, special purpose revenue bonds are marketable only if they can be issued on a federal tax-exempt basis. Absent sufficient special purpose revenue bond financing, it is unclear whether the project would produce the local products and jobs anticipated in the bill. Tradewinds has had an agreement for the past five years with the State to build a timber processing plant and to harvest eucalyptus [*sic*] and maple planted in the Waikea Forest Reserve. However, due to difficulties in securing financing, the project has been delayed and has not produced the local products and jobs initially anticipated.

Unfortunately, it appears the proposed project has not been adequately explained to the community such that residents of the area have raised questions and concerns about the potential impacts. Additionally, questions have been raised as to the appropriateness of using publicly issued financing for a project that proposes to use the public’s resources for private gain. Until these concerns are fully and fairly addressed, the State should not be asked to issue bonds for this proposal.

For the foregoing reasons, I am returning House Bill No. 2878 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii”

Gov. Msg. No. 841, dated July 11, 2006, transmitting her statement of objections to Senate Bill No. 2004 which she has returned to the Senate without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 2004

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 2004, entitled ‘A Bill for an Act Relating to Historic Preservation.’

The purpose of this bill is to designate a sandbar in Kaneohe Bay as the ‘Ahu o Laka State Monument’ and to regulate the use of the sandbar pursuant to rules to be adopted by the Department of Land and Natural Resources.

This bill is objectionable because it provides unnecessary regulation of an active recreational and historical site in Kaneohe Bay. The bill was introduced in response to an incident that occurred in 2005. There exist sufficient laws to govern activities on the sandbar without converting it to State monument status. The Division of Conservation and Resources Enforcement and the United States Coast Guard have the authority to monitor activities that address safety, security, and sanitation concerns.

Secondly, the ability to define the actual State monument area may be difficult, if not impossible, given the shifting sands and movements during tides. Creating a specific perimeter for the State monument might lead to administrative and legal challenges as to where the monument rules do and do not apply.

The cultural and historic nature of the area continue to be researched by the Department of Land and Natural Resources and others. However, long-standing members of the community, locally elected officials, and community leaders stated that there has not been any discussion prior to this bill to suggest that the sandbar should be treated as a State monument. There is community concern that a monument designation may act to the detriment of the area, encouraging visitor guidebooks, websites, and tourist literature to highlight an area that has traditionally been used by residents and those familiar with the Windward Oahu topography.

For the foregoing reasons, I am returning Senate Bill No. 2004 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii”

Gov. Msg. No. 842, dated July 11, 2006, transmitting her statement of objections to Senate Bill No. 2006 which she has returned to the Senate without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 2006

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 2006, entitled 'A Bill for an Act Prohibiting Sales of Opihi.'

The purpose of this bill is to prohibit the sale of all Hawaii species of edible opihi, subject to an exemption for certain opihi shells used to make jewelry.

Currently opihi can be collected year round throughout the Hawaiian Islands. The shells must be at least one and one-fourth inches wide or the meat, without the shell, must be at least one-half inch wide to be legally harvested. Under current Hawaii Administrative Rules, there is no limitation on the amount of opihi that may be legally harvested. However, this bill will create a presumption that the taking of more than one-half gallon per person per day of opihi, as measured with its shell on, from the waters within the jurisdiction of the State, is for the purpose of selling or offering to sell the opihi. The Department of Land and Natural Resources has taken the position that it will be difficult, if not impossible, to enforce this bill, because its officers will not be able to determine if the opihi someone possessed was legally harvested within the personal limits established in this bill.

Residents of Niihau requested an exemption to a statewide prohibition, indicating that the sale of opihi makes up a portion of their local economy, but their request was rejected by the Legislature. Furthermore, those familiar with the industry believe that this bill will create a black market for opihi that will likely promote illegal harvesting and hurt legal collectors and, thus, will disproportionately impact those who gather nature's products as has been traditionally practiced for centuries in our islands.

I intend to call upon the Department of Land and Natural Resources to conduct a scientific, fact-based study of opihi to determine whether harvesting limits should be imposed. If the Department of Land and Natural Resources' study determines that harvesting limits are needed to protect the species, then my Administration will take the necessary steps to address this matter.

For the foregoing reasons, I am returning Senate Bill No. 2006 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 843, dated July 11, 2006, transmitting her statement of objections to Senate Bill No. 2133 which she has returned to the Senate without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 2133

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 2133, entitled 'A Bill for an Act Relating to Health.'

The purposes of this bill are to establish a Hawaii health commission within the Department of Commerce and Consumer Affairs that would develop a comprehensive health plan for people in Hawaii and to restrict the use in Hawaii of vaccines that contain mercury.

This bill is objectionable because it restricts the use of FDA-approved vaccines for no scientifically sound reason. This restriction will put the health and well-being of Hawaii residents at risk, particularly in the event of an influenza pandemic.

Thimerosal, an organic mercury compound, has been used as a preservative in some vaccines for many years. The FDA requires that vials of vaccines that provide multiple doses, such as many flu vaccines, contain preservatives to prevent contamination as individual doses are withdrawn from the vial. When thimerosal is processed by the body, it breaks down into ethyl mercury, one form of mercury. Others are pure mercury, such as that formerly used in thermometers, and methyl mercury, which is produced by microorganisms in water and soil and can accumulate in fish. Exposure to high levels of methyl mercury is toxic.

In 1999, the FDA determined that on a regular vaccination schedule some infants might be exposed to accumulated doses of *ethyl mercury* that would exceed some guidelines for *methyl mercury*. These forms of mercury are different and are processed differently by the body. Ethyl mercury breaks down much more rapidly and is eliminated more quickly than methyl mercury. But as a precaution, the United States Department of Health and Human Services, the American Academy of Pediatrics, and vaccine manufacturers decided that thimerosal should be reduced or eliminated in vaccines. As a result, the vaccines routinely recommended for childhood immunization no longer contain thimerosal. However, some immunizations for adolescents and adults still do. Further, much of the flu vaccine supply does as well.

Two years after that precautionary decision, the Immunization Safety Review Committee of the Institute of Medicine in the National Academies of Science reported that there was not enough evidence to say that vaccines with thimerosal either do or do not cause various disorders in children such as autism, hyperactivity, and delayed speech. By 2004 enough additional studies had been done for the committee to conclude that there is no causal relationship between thimerosal-containing vaccines and autism.

This bill ignores the body of current scientific evidence on thimerosal-containing vaccines. It also ignores the American Academy of Pediatrics, the Hawaii Academy of Family Practice, the Hawaii Medical Association, the Hawaii Chapter of the American College of Obstetrics and Gynecology, and numerous physicians who are on record opposing this legislation. Its enactment could cause some parents to doubt the general safety of vaccines and to decline vaccinations for their children, a step backward in our efforts to encourage families to

participate in vaccination and to reduce or eliminate preventable illness and deaths from communicable diseases.

Any action that potentially lowers the immunization rate is of concern to me, particularly since Hawaii is a natural gateway for a flu pandemic. Reducing our population's health protection is a risk I am not willing to take.

For the foregoing reasons, I am returning Senate Bill No. 2133 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 844, dated July 11, 2006, transmitting her statement of objections to Senate Bill No. 2244 which she has returned to the Senate without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 2244

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 2244, entitled 'A Bill for an Act Relating to Expungements.'

This bill permits the expungement of convictions for violations upon written application to the Attorney General. This bill will require the deletion of digitized arrest records rather than the return of hard copy materials, if applicable. This bill would also require the return of fingerprints and photographs, or the deletion of digitized images to a person entitled to an expungement, except when the person is a fugitive from justice.

This bill is objectionable because it will allow for the expungement of convictions of violations, including simple trespass, disorderly conduct, and loitering for prostitution. If the expungement of violations is permitted, charges such as these would be unavailable to criminal justice agencies, such as the state and county prosecuting agencies, as they are not 'law enforcement agencies' that are authorized to have access to these records if acting in the scope of their duties. This information would also be unavailable to employers or agencies authorized by the Legislature to conduct suitability determinations on prospective employees who have direct contact with Hawaii's designated vulnerable population, namely children, the elderly, and the developmentally challenged.

This bill will also lead to court challenges as there are no guidelines or standards that can be used to determine when the Department of the Attorney General should deny or process an application to expunge the record of a conviction for a violation. As a result, any denial of an application will be open to a challenge that the decision was arbitrarily made. Therefore, the Department will be unable to deny any application for expungement of a conviction for a violation, even in cases where an individual continues to be convicted of violations such

as simple trespass, disorderly conduct, and loitering for prostitution. An individual could be convicted for committing a violation every single day and still be entitled to file for an expungement of the conviction for the violation and have it granted each time.

If this bill becomes law, the Department of the Attorney General anticipates that there would be an additional 3,000 - 100,000 offenders that would become eligible for an expungement. The Hawaii Criminal Justice Data Center would require additional positions to process these requests. The police departments and Sheriff's Office would also require additional personnel to expunge the requested charges from their files. However, this bill does not provide any additional funding or resources to the affected agencies to handle the additional workload.

This bill will also mandate the return of all fingerprint cards and photographs of a person entitled to an expungement order unless the applicant is a fugitive from justice. This will erode the accountability and integrity of our fingerprint records in the State Automated Fingerprint Identification System. This is especially true in the case of an arrest with two or more charges. If one of the charges is expunged, the fingerprints and photographs would have to be returned to the eligible applicant. Law enforcement agencies would then have no fingerprints or photographs associated with the charges remaining from that arrest. This could lead to a problem in the future, as law enforcement agencies would be unable to correctly identify the convicted individual.

For the foregoing reasons, I am returning Senate Bill No. 2244 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 845, dated July 11, 2006, transmitting her statement of objections to Senate Bill No. 2727 which she has returned to the Senate without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 2727

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 2727, entitled 'A Bill for an Act Relating to Neurotrauma.'

The purpose of this bill is to require the Neurotrauma Special Fund, established by section 321H-4, Hawaii Revised Statutes, to be used to pay for services to assist individuals with neurotraumatic injuries, in addition to its existing purposes of education, access assistance, and creation of a neurotrauma registry. The bill also requires the Department of Human Services to apply by December 31, 2007, to the Centers for Medicare and Medicaid Services for a medicaid home and community-based waiver for traumatic brain injuries ('TBI').

This bill is objectionable because, first, the limited amount of moneys currently in the fund (approximately \$1,000,000), combined with expected deposits into the fund, are not sufficient to provide the direct services listed in this bill to the estimated number of persons who might need services per year in Hawaii. Each year there are approximately 1,500 individuals hospitalized in Hawaii with TBI. A survivor of TBI typically faces five to ten years of intensive treatment, with estimated lifetime costs exceeding \$4,000,000 per survivor. A mandate to provide similar services to clients of the Developmental Disabilities Division costs the State \$38,000 per client per year. Applying those figures, the estimated annual cost to the State to provide these direct services to all individuals with TBI would exceed \$57,000,000.

Second, the Departments of Human Services and of Health do not have the detailed data necessary to determine the identification and needs of target populations; which services to include in the waiver that will provide cognitive therapy, personal assistance, respite care, and day health programs as mandated by the bill; the number of people to be served; the availability of service providers in the community; or differentiation among varying levels of TBI. More time is needed to collect and analyze this data, because without it, the departments cannot meaningfully develop and select the services to be included in a TBI waiver application.

Third, while the amendments do not direct the State how to apportion the moneys in the Neurotrauma Special Fund among the purposes specified in the bill, they do add a mandate that moneys in the fund 'shall be used for the purpose of funding and contracting for services . . . that assist individuals with neurotraumatic injuries, including but not limited to cognitive therapy, personal assistance, respite care, and day health programs.' Because this mandate is estimated to cost much more than the total amount of money available in the Neurotrauma Special Fund, this bill may subject the State to adverse legal action and liability for failure to provide direct services to individuals with TBI.

Fourth, the moneys in the Neurotrauma Special Fund are designated to assist individuals with a spectrum of neurotraumatic injuries, not just traumatic brain injuries. However, this measure intends to use most of the funds only for services to the Medicaid-eligible traumatic brain injury waiver clients. The potential adverse impact of denying services to other neurotrauma patients is inappropriate and unfortunate.

For the foregoing reasons, I am returning Senate Bill No. 2727 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 846, dated July 11, 2006, transmitting her statement of objections to Senate Bill No. 3035 which she has returned to the Senate without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO SENATE BILL NO.
3035

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 3035, entitled 'A Bill for an Act Relating to Continued Temporary Total Disability Benefits to Injured Employees.'

This bill prevents the termination of temporary total disability (TTD) benefits although an injured worker is deemed ready to return to work. Currently, pursuant to section 386-31(b), Hawaii Revised Statutes, an employer/insurance carrier (employer) may terminate TTD benefits if a claimant is able to return to work. The existing law provides that an employer must notify the claimant and the Director of Labor and Industrial Relations of its intent to terminate TTD benefits at least two weeks prior to the date when the last payment is to be made. Section 386-31(b) also requires the notice to inform the claimant that the claimant may make a written request to the Director for a hearing if the claimant disagrees with the employer's decision to terminate TTD benefits.

Upon receipt of the request for hearing, the Director is required to conduct a hearing as expeditiously as possible and render a decision. The current law protects claimants from unwarranted premature termination of TTD benefits by allowing the Director to award a penalty of twenty percent of the unpaid compensation against the employer, payable to the claimant.

This bill is objectionable because it does not recognize that the twenty percent penalty already deters employers from terminating TTD benefits unless there is a valid and good faith basis to do so.

This bill is not clear whether an employer would be entitled to a credit if the employer continues to pay a claimant TTD benefits pursuant to this bill, but a decision of the Director determines that TTD benefits should have been terminated. If a court or other tribunal determines that an employer is not entitled to a credit against permanent disability benefits, the claimant would receive a windfall because the claimant would be allowed to retain the overpaid TTD benefits, which would ultimately raise the costs of workers' compensation. Moreover, even if it is determined that an employer would be entitled to a credit, if the work injury does not result in a permanent disability award, it may be difficult for an employer to collect the overpaid benefits, if any, again resulting in higher workers' compensation costs.

This bill is also objectionable because it provides a process for a claimant, but not an employer, to request a hearing. Pursuant to this bill, an employer cannot terminate TTD benefits unless the claimant has returned to work or the Director orders the termination of benefits. The bill, however, does not provide a specific process for the employer to request a hearing.

This bill also states that the Director must conduct a hearing as expeditiously as possible and render a prompt decision if a claimant requests a hearing, but this requirement does not apply if an employer requests a hearing. Thus, on its face, the bill treats requests from a claimant differently than requests from an employer.

Furthermore, this bill is objectionable because it allows a claimant to choose not to return to work, without penalty, thereby delaying a decision even if the attending physician indicates the claimant is able to return to work. The employer would then be required to continue paying TTD benefits until

the Director unilaterally schedules a hearing and issues a decision terminating the benefits. As a result, this bill creates a disincentive for a claimant to return to work because the claimant will suffer no penalty should the claimant refuse to return to work in spite of a doctor's indication that the claimant is able to do so.

Finally, it should be pointed out this bill would take disability determinations out of the hands of the health care profession. This runs counter to good medical and administrative practices and is not in the best interests of the employees themselves and the well-being of the workers compensation system.

For the foregoing reasons, I am returning Senate Bill No. 3035 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 847, dated July 11, 2006, transmitting her statement of objections to Senate Bill No. 3181 which she has returned to the Senate without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 3181

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 3181, entitled 'A Bill for an Act Relating to Solid Waste.'

The purpose of this bill is to make several changes in Hawaii's deposit beverage container program. Among those changes are including in the program containers with a capacity of up to sixty-eight fluid ounces, allowing consumers to choose to have the refund value of their deposit beverage containers computed by container count for loads of up to 200 containers, and permitting redemption centers to refuse payment for deposit beverage containers that appear to have been previously processed or baled.

This bill is objectionable because the inclusion of sixty-eight-fluid-ounce bottles will make it difficult to recycle these containers; will have little impact on beach or roadside litter; will be difficult, if not impossible, to implement by the bill's effective date; and will have a disproportionate impact on families.

Redeeming the refund value of larger containers will be inconvenient because reverse vending machines do not accommodate containers of this size and they are bulky to haul to recycling centers. These larger containers do not make up a significant portion of beach and roadside litter. The original scope of the beverage container redemption program was single-size servings based on limited data indicting these size containers are a portion, albeit small, of the litter and solid

waste stream. This is not true for larger containers up to sixty-eight fluid ounces in size.

This bill would include the larger containers in the deposit beverage container program as soon as the bill becomes effective. There is no phase-in period, as there was when the original program began, and the industry will not be able to comply with the bill's requirements since the regulation is law at the moment I sign the bill.

Containers this large move off the grocery store shelves more slowly; those currently in stock may take three to five months to sell. New labels take six months to prepare. The combination of a slow-moving product with the required six-month lead time to change labels presents difficult hurdles to implementing this measure that need to be rethought by the Legislature.

It should be noted that containers greater than 1.5 liters are purchased more often by families and those seeking to buy in bulk to conserve funds. Including larger size containers within the fee and deposit requirements of the beverage container program subjects these buyers to the higher costs imposed by this program.

Finally, most of the other changes to the deposit beverage container program included in Senate Bill No. 3181 can be addressed by the Department of Health through the rulemaking process and the Department has signaled its intent to make these changes via administrative rules.

For the foregoing reasons, I am returning Senate Bill No. 3181 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 848, dated July 11, 2006, transmitting her statement of objections to House Bill No. 3116 which she has returned to the House of Representatives without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 11, 2006

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 3116

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 3116, entitled 'A Bill for an Act Relating to the Hawaii Children's Health Care Program.'

The purposes of this bill are to establish the 'Hawaii Children's Health Care Program' (HCHCP), a temporary three-year pilot program that will provide free health insurance for qualified uninsured children, and to appropriate \$600,000 for fiscal year 2006-2007 to the Department of Human Services for the HCHCP.

This bill is objectionable because it will fail to achieve its intended purpose of providing health insurance to 'uninsured children' who are 'ineligible for any state or federal health care coverage.'

First, the limited number of spots available in the free HCHCP may go to children who were insured, but whose parents opted to keep uninsured for six months in order to qualify for the free HCHCP insurance. The bill provides that 'individuals between two hundred fifty and three hundred per cent of the federal poverty level who would otherwise be qualified for QUEST-net coverage may choose to receive coverage through QUEST-net and pay a prorated premium rate or to receive coverage through the [HCHCP] at no charge.' Allowing children who qualify for coverage under an existing program to be eligible for the free HCHCP insurance would clearly defeat the intent of this bill to provide healthcare coverage to uninsured children.

Second, the measure states, 'All children currently enrolled in a mutual benefit society's children's plan shall be eligible for enrollment into the Hawaii children's health care program.' This means that approximately \$300,000 of the \$600,000 appropriation contained in House Bill 3116 will be used to cover children who are currently enrolled in HMSA's children's health plan, whose parents currently pay the fifty dollar co-pay for coverage. Consequently, a child who was already insured may take the spot of a child who was truly uninsured. Again, allowing children who qualify for coverage under an existing program to be eligible for the free HCHCP insurance clearly defeats the intent of this bill to provide healthcare coverage to uninsured children.

Third, requiring that children be uninsured continually for at least six months in order to qualify for the program may result in the unintended consequence of parents disenrolling their children from private health insurance to go without health insurance for the six months required to access the program.

Fourth, with the recent approval of the Department of Human Services' Section 1115 waiver, any child with a household income up to three hundred per cent of the Federal Poverty Level (FPL) will now have easier access to the full benefit packages offered in Medicaid health insurance, QUEST, and QUEST-Net programs. It is important to note that these programs are able to utilize federal funds as well as State funds, providing an enhanced package of benefits at a lower cost. By contrast, this measure appropriates \$600,000 in State funds, without any federal contribution, for a limited health benefit package that can only serve a portion of the children that are served through the State's existing programs.

For the foregoing reasons, I am returning House Bill No. 3116 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 849, dated July 11, 2006, transmitting her statement of objections to House Bill No. 2692 which she has returned to the House of Representatives without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 11, 2006

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 2692

Honorable Members
Twenty-Third Legislature

State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2692, entitled 'A Bill for an Act Relating to Public Works.'

The purpose of this bill is to make projects financed by special purpose revenue bonds and housing projects financed through Section 201(H) subject to Chapter 104, Hawaii Revised Statutes, Hawaii's Wages and Hours of Employees on Public Works Law.

This bill is objectionable because it is likely to increase the actual costs of constructing projects using special purpose revenue bonds. Special purpose revenue bonds are used to build hospitals, schools, early childhood education centers, county pollution control projects and related works deemed to be in the best interests of the general public. Often it is non-profit organizations that seek special purpose revenue bonds to finance a new structure. This funding tool is used to lower interest costs of the financing for such projects. No taxpayer funds are used and taxpayers are not responsible for a default on the bonds.

While these projects may meet the narrow definition of public works projects, they do not meet the test of having a governmental organization responsible for the monitoring required to meet Chapter 104 applicability.

Subjecting these projects to Chapter 104 runs counter to the intent and spirit of using special purpose revenue bonds to help reduce expenses incurred by strictly private and non-profit entities and may actually act as a deterrent to using this financing mechanism and decrease the number of projects on behalf of the general community.

Additionally, this bill would place enforcement and monitoring functions on the Department of Labor and Industrial Relations without the commensurate resources to carry out these duties.

For the foregoing reasons, I am returning House Bill No. 2692 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 850, dated July 11, 2006, transmitting her statement of objections to House Bill No. 3261 which she has returned to the House of Representatives without her approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

July 11, 2006

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 3261

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 3261, entitled 'A Bill for an Act Relating to Ingenuity Corporation Charter.'

The purpose of this bill is to establish the Hawaii Ingenuity Corporation to create a business entity that owns and licenses intellectual and other property.

This bill is objectionable for a number of reasons. First, there are concerns regarding the creation of a private, for-profit organization within Hawaii Revised Statutes that would have no attachment or oversight from a government department. This arrangement may result in a challenge under the equal protection clause of the Constitution since this entity would not be required to comply with the incorporation laws that other corporations are required to follow before being authorized to do business in the State.

Second, there is a lack of clarity relating to the State's responsibility, if any, in the event the Corporation is sued or for any other legal matters the Corporation may face. This ambiguity also creates confusion as to whether this Corporation is covered by Chapters 91 and 92 of the Hawaii Revised Statutes covering public rulemaking and sunshine laws.

Third, there would be difficulties in making any changes to the Corporation's charter because amendments to the charter of the Corporation would require the passage of a legislative act and rescission of the charter would require a two-thirds vote of both houses of the Legislature.

Fourth, it is inappropriate and outside the scope of law to give a for-profit corporation the ability to declare that exercising the power to collectively bargain on behalf of inventors and labor organizations is an exception to all state antitrust and federal anti-competitive practice rules and statutes.

Fifth, and most importantly, the bill may actually hurt the very entity it is intended to help—the inventor. Inventors would have no direct representation on the Corporate Board. The bill further limits the inventor's return on investment and only allows the inventor to sue the corporation after going through an elaborate and unnecessary grievance process structured to the benefit of the corporation and not the inventor. The legislation fails to increase an inventor's ability to compete in a global marketplace or protect his patents beyond what is already available through federal statutes. Hawaii inventors expressed specific reservations about Mainland entities pushing this bill and attempting to organize Hawaii inventors.

For the foregoing reasons, I am returning House Bill No. 3261 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 851, dated July 11, 2006, transmitting her statement of objections to Senate Bill No. 2166 which she has returned to the Senate without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO SENATE BILL NO.
2166

Honorable Members
Twenty-Third Legislature

State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 2166, entitled ‘A Bill for an Act Relating to Minors.’

The purposes of this bill are to (1) allow minors without guardians to consent to the provision of primary or preventive medical care and services if a licensed healthcare practitioner makes certain determinations; (2) provide immunity from civil and criminal liability to a practitioner who provides primary care to a minor without a guardian in certain circumstances; (3) allow a minor to request that a managed care or health insurance plan billed for the minor's care not disclose information to certain individuals; and (4) deletes current statutory language that would have required parental consent for a minor (14 to 17 years of age) to terminate a pregnancy.

Although it is certainly important for minors without guardians, including homeless, runaway, and immigrant minors, to be able to consent to medical services, this bill is objectionable because it goes beyond that goal. In addition to allowing minors without guardians to consent to primary and preventive medical care and services, the bill would expressly allow some minors as young as fourteen years of age to consent to complex medical procedures including surgery. These types of medical procedures are serious and have long-term consequences for the health and well-being of the child. Yet, this bill would allow young people to make their decisions who may not have the maturity or judgment to understand the full consequences of this decision.

First, the purpose section of this measure indicates the target population is homeless, runaway, and immigrant minors who find themselves unable to obtain medical services. While this is referenced in the preamble to this bill, the actual statutory language contains no phraseology specifying this target population. The law, as drafted, applies to any minor over age 14. Further, the stipulation that it ‘not be practicable’ to obtain legal consent from an adult, is overly broad.

Second, Senate Bill No. 2166 provides immunity to licensed or certified health practitioners who provide care and treatment to minors. However, the bill expands the type of person who can perform medical treatments on a minor beyond the current statutory limit of licensed practicing physicians. Further, while it is likely the medical practitioner could be held liable for improper medical care, the practitioner could not be held liable for any errors in determining that the minor had no adult supervision and understood the nature and consequence of the medical procedure performed.

The bill also contains a confidentiality provision that may prevent parents from being informed about the medical care and treatment that their children receive. There is merit in the concern that parent rights as well as obligations are being undermined when the State sanctions in laws the ability of a child to avoid, for whatever valid reason may exist, the involvement of a parent or responsible adult.

Further, this measure requires a health insurer to not disclose payment information to the adult who owns an insurance policy covering the minor, if the minor asks that the information be withheld. Homeless, runaway, and immigrant minors are usually not covered by a parent's insurance policy, leaving the intent of this provision questionable while requiring insurance firms to participate in this concealment.

For the foregoing reasons, I am returning Senate Bill No. 2166 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 852, dated July 11, 2006, transmitting her statement of objections to House Bill No. 266 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 266

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 266, entitled ‘A Bill for an Act Relating to Labor.’

The stated purpose of House Bill No. 266 is to establish clear distinctions between mandatory, excluded, and permissive subjects of collective bargaining. However, the bill would not achieve the stated purpose and would blur the delineations that have historically existed in statute.

This bill is objectionable because it constitutes an unacceptable infringement upon management rights currently protected under section 89-9(d), Hawaii Revised Statutes. It attempts to overturn the case of United Public Workers, AFSCME, Local 646, AFL-CIO v. Hannemann, 106 Hawaii 359 (2005), the Supreme Court of Hawaii case that held the City and County of Honolulu’s transfer of refuse workers from the Pearl City baseyard to the Honolulu baseyard was not subject to collective bargaining. The Hannemann case reaffirmed management rights as set forth in section 89-9(d). Historically, section 89-9, Hawaii Revised Statutes, has been recognized as the provision that sets into law protections that do not allow management to bargain away the right to direct its workforce and oversee governmental operations. This ensures that Public Employers are able to manage their operations efficiently and effectively to serve the public.

This bill erodes management rights by permitting negotiations over criteria governing promotions, transfers, assignments, demotions, layoffs, suspensions, terminations, discharges, and other disciplinary actions. Allowing negotiations on the criteria management uses to act on matters such as layoffs, transfers, and assignments involves labor in the fundamental decision-making process of management. Whereas negotiating procedures may impact the means used to reach an outcome, negotiating the criteria could impact the nature of the outcome itself, thus interfering with the primary rights and obligations of public employers.

In permitting negotiations over assignments, this bill would adversely impact the delivery of services to the public, particularly in emergency situations. The bill provides for collective bargaining over a supplemental agreement or a memorandum of understanding and such mutual agreements cover individual employees and specific situations. Therefore, this bill would adversely impact the employer’s ability to make assignments of specific employees and groups of employees.

The other Public Employer jurisdictions have advised me that this bill would critically impede their ability to manage their workforce and protect the health and safety of the public. State and county governments would face serious difficulties in carrying out civil defense, public safety, health, welfare, and other public service functions. For example, if this bill became law, it could result in restrictions on the deployment of lifeguards, emergency medical services personnel, and other health and safety staff who are expected to respond to and adjust their work locations and hours as emergencies and unanticipated events may dictate. Such restrictions could result in a lowering of services to the public and possibly delay response time in cases where immediate action by government is required.

Furthermore, this bill added a provision to section 89-9(d) stating that section 89-9(d) shall not be used to invalidate provisions of collective bargaining agreements in effect on and after June 30, 2007. However, this provision is confusing and contradictory because it does not address issues covered in the collective bargaining agreements addressed in this bill, but attempts to cover issues which may or may not arise in the future.

For the foregoing reasons, I am returning House Bill No. 266 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 853, dated July 11, 2006, transmitting her statement of objections to House Bill No. 2641 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 2641

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2641, entitled ‘A Bill for an Act Relating to Public Work Projects.’

The purported intent of this bill is to mandate that a private construction project will be considered a public works project subject to chapter 104, Hawaii Revised Statutes, Hawaii’s Wages and Hours of Employees on Public Works law, if the State or a political subdivision leases or is assigned more than fifty percent of the project. Copies of the lease agreement must be filed with the Department of Accounting and General Services and the construction project owner must submit weekly certified payrolls to the leasing governmental agency or the governmental agency using the leased or assigned space.

This bill also requires, prior to the start of construction, that the construction project owner sign an agreement with the leasing governmental entity agreeing to pay the prevailing wage to the laborers and mechanics working on this project and to otherwise comply with the requirements of chapter 104.

This bill is objectionable because it is an unwarranted expansion of the types of projects that could be subject to public works projects rules and statutes. Currently, section 12-22-1 of the Hawaii Administrative Rules defines a public work to encompass a private construction project when the State or a political subdivision leases the entire building or structure and where: (1) the lease was entered into prior to construction of the structure or building; and (2) the construction work was performed according to plans, specifications, or criteria of the leasing governmental entity.

Expanding public works coverage to mixed public-private structures may inject confusion and needlessly increase the associated building costs of the project. Smaller owners in particular may not want to develop commercial space for lease to the government because of the additional burden of complying with unfamiliar labor laws. It is anticipated that this bill will limit or reduce the number of office buildings that will be available for lease to government agencies. Finally, this bill could impede the development of mixed use housing projects, wherein some of the units were for market sale or rental and others were leased to a public housing corporation for elderly, Section 8, or transitional housing.

Additionally, because this bill directs that certified payroll data shall be submitted to the government leasing agency, rather than the Department of Labor and Industrial Relations, this data will go to entities that have no authority to audit or enforce these payrolls, thereby inhibiting the enforcement of wage laws this bill attempts to impose on private projects.

For the foregoing reasons, I am returning House Bill No. 2641 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii"

Gov. Msg. No. 854, dated July 11, 2006, transmitting her statement of objections to House Bill No. 2691 which she has returned to the House of Representatives without her approval and which reads as follows:

“EXECUTIVE CHAMBERS
HONOLULU

July 10, 2006

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 2691

Honorable Members
Twenty-Third Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2691, entitled ‘A Bill for an Act Relating to Prevailing Wages.’

The purpose of this bill is to allow a joint labor-management committee established under the federal Labor Management Cooperation Act of 1978 to file a lawsuit against an employer who fails to pay the prevailing wage required by chapter 104, Hawaii Revised Statutes, Hawaii’s Wages and Hours of Employees on Public Works law, to its laborers and mechanics working on a governmental construction project.

This bill is objectionable because the Department of Labor and Industrial Relations currently conducts both complaint-generated and random routine investigations of public works projects for compliance with chapter 104. The Department’s improved educational and outreach programs have focused in a positive manner in ensuring employers understand their obligations under the law. There is no demonstrated need to allow for the enforcement of chapter 104 by labor-management committees that may have personal interests in singling out certain contractors. Lawsuits against these contractors may also deter other contractors from bidding on public works projects, limiting the competition for these types of projects.

Moreover, this bill may require the Department to devote more resources to litigation, since the Department may have to intervene as an interested party to ensure that chapter 104 is being interpreted correctly. This will divert attention from what should be the primary focus, which is consistent, vigilant enforcement by the responsible government agency of the existing statute.

For the foregoing reasons, I am returning House Bill No. 2691 without my approval.

Respectfully,

/s/ Linda Lingle
LINDA LINGLE
Governor of Hawaii”

Gov. Msg. No. 855, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

Senate Bill No. 3270 as Act 297, entitled: “RELATING TO PUBLIC HEALTH.”

“Dear Mr. President and Members of the Senate:

Re: Senate Bill 3270 SD2 HD1 CD1

On July 11, 2006, Senate Bill No. 3270, entitled ‘A Bill for an Act Relating to Public Health’ became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

Senate Bill No. 3270 guarantees a payment methodology to federally qualified health centers and rural health clinics in accordance with the Social Security Act and appropriates \$2,000,000 for the Department of Health to provide resources to nonprofit, community-based health care providers for direct medical care for the uninsured.

The Department of Human Services’ Med-QUEST Division has been working with the federally qualified health centers (FQHCs), rural health clinics, and the Hawaii Primary Care Association in good faith to review the current rules regarding the Prospective Payment System (PPS) methodology, which gives the highest cost reimbursement payments to these particular Medicaid providers. This bill is similar to a bill that was vetoed last year that would have required continued payment under PPS cost reimbursement.

The Administration has concerns that if the federal law which requires the PPS reimbursement methodology is changed or eliminated, or if there is a change or reduction in the federal matching funds Hawaii receives for PPS, codifying the payment into State statute will obligate the State to future funding commitments.

This bill also provides a one-time payment to FQHCs and rural health clinics of \$2 million. However, the bill fails to identify what will happen to FQHCs and clinics after the fiscal year is over.

FQHCs are an important component to Hawaii's health care safety net of service providers, especially in our rural communities. The majority of patients served at FQHCs are patients covered by federal or State health insurance programs or who may not have current health insurance.

For the foregoing reasons, I allowed Senate Bill SB3270 to become law as Act 297 effective July 11, 2006 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 856, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

Senate Bill No. 2719 as Act 298, entitled: "RELATING TO EDUCATION."

"Dear Mr. President and Members of the Senate:

Re: Senate Bill No. 2719 SD2 HD1 CD1

On July 11, 2006, Senate Bill No. 2719, entitled 'A Bill for an Act Relating to Education' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

Senate Bill 2719 makes various changes to the charter school law. My Administration supports charter schools and for the past two years we have introduced comprehensive legislation that would improve the environment for charter schools in Hawaii and empower charter schools with the tools they need for success. While well intentioned, Senate Bill 2719 falls short of implementing significant changes for charter schools.

This measure creates a charter school review panel to review charter applications and make recommendations to the State Board of Education but gives no significant authority to the panel. The Board would continue to serve as the charter authorizer with the ability to issue and revoke charters. In contrast, I believe a strong charter school law would allow for multiple chartering authorities, including the University of Hawaii Board of Regents, other public entities, and non-profit agencies. Allowing multiple charter authorizers permits a broader range of paths to obtaining a charter and brings outside resources, expertise, and attention to help shepherd and oversee the charter school movement in the State. Along with oversight and management responsibilities, the panel should be recognized as a Local Education Agency and be allowed to receive federal funds on behalf of charter schools. Unfortunately, Senate Bill 2719 does not give the panel this status.

Second, this bill caps the number of conversion charter schools at 25 and provides restrictive criteria for the establishment of new start-up charter schools. I support a more flexible system that encourages new and conversion start up charter schools. As an alternative to completely removing any caps on charter schools, I proposed targeted expansion for the charter school community by allowing new charter start-ups for schools with an environmental curriculum. Neither of these

proposals were considered or included by the Legislature in SB 2719.

Senate Bill No. 2719 states that the Executive Director of the Charter School Administrative Office (CSAO) operates under the direction of the Board of Education (BOE), and in consultation with the charter schools. This continues the confusion and current challenge for the CSAO in determining whom they are accountable to—the BOE, or the charter schools. Further, it places the CSAO Executive Director in a conflicted position since this bill directs the Executive Director to work under the direction of the BOE, provide '...independent analysis and recommendation on charter school issues,' and represent charter schools and the charter school system in communications with the BOE, Governor, and Legislature.

This bill clarifies that the local school board shall be responsible for the financial and academic viability of the charter school, implementation of the charter, and the independent authority to determine the organization and management of the school, the curriculum, virtual education, and compliance with applicable federal and State laws. However, I have repeatedly proposed that local school boards be allowed to negotiate master collective bargaining agreements. The Task Force on Charter School Governance Final Report (December 21, 2005) documents that a majority of task force members voted to remove charters from collective bargaining. This measure ignores these recommendations.

As a matter of policy, I believe in giving charter schools the choice to bargain collectively under Chapter 377 (Hawaii Labor Relations Act), Hawaii Revised Statutes. I am concerned that local school boards are not included in the definitions established in our collective bargaining laws, 89-6(d), HRS, as an 'employer.' New century charter schools employees will be bound to collective bargaining agreements which they did not negotiate and which were not negotiated with the charter school's interests in mind.

For two years, I have proposed including facilities maintenance costs in the per-pupil funding amount and basing the entire per pupil funding on the most recently enacted Department of Education budget, not the Consolidated Annual Financial Report (CAFR). Data from the CAFR is two years old. Neither of these changes is included in Senate Bill 2719. While this measure allows the Legislature to appropriate additional funds for facility costs, by not including the dollars in a per pupil formula, Hawaii cannot access federal monies that would provide an \$8 to \$1 match in facilities funding.

This measure requires charter schools to be eligible for all federal financial support to the same extent as all other public schools. The Attorney General has pointed out that State law cannot unilaterally make charter schools eligible for federal funding. As stated earlier, a charter Local Education Agency needs to be designated to make this provision viable.

I have proposed for the last two years that extra-curricular activities such as debate, clubs, theatre, and dance should be included as activities that charter school students are entitled to participate in. Senate Bill 2719 only allows charter school students to participate in sports within their school complex.

This bill alone will not accomplish the goal of improving the charter school system in Hawaii. It will be incumbent upon the Legislature to remedy the aforementioned shortcomings of this measure with legislation that further empowers, expands, and supports the charter school system.

For the foregoing reasons, I allowed Senate Bill No. 2719 to become law as Act 298 effective July 11, 2006 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE”

Gov. Msg. No. 857, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

House Bill No. 1918 as Act 299, entitled: “RELATING TO COMMISSION ON SALARIES.”

“Dear Mr. President and Members of the Senate:

Re: House Bill No. 1918 HD1 SD2 CD1

On July 11, 2006, House Bill No. 1918, entitled ‘A Bill for an Act Relating to Commission on Salaries’ became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

This bill establishes a seven-member Salary Commission to review the salaries of appointed managerial positions within the Executive, Judicial, and Legislative branches of government, but excludes positions within the Department of Education and University of Hawaii. Establishment of the commission is predicated upon ratification of an amendment changing Article III, Section 9 and Article XVIII, Section 3 of the State Constitution governing the salaries of the Legislature.

This bill poses a number of concerns that could adversely impact the separation of powers within the Executive, Legislative, and Judicial branches of government.

First, the composition of the proposed seven-member Salary Commission will be such that there will be a majority of members selected by the Legislature. Such a composition may favor one branch of government over another.

Second, a exists as to whether it is appropriate and proper to have the salaries of the Chief Justices of the Supreme Court and sitting judges set by a Commission that contains members of the other two branches of government. This raises questions as to whether this Commission violates the basic tenets of the separation between the branches of government as recognized by our founding fathers.

Third, the timetable for the Commission is unrealistic and will be difficult to meet. The Commission cannot be established until after the November elections are held. Yet, the Commissioners must be selected, convene, establish criteria, conduct proceedings, make recommendations, and report to the 2007 Legislature that convenes the following January. Since the bill lacks guidance and fails to establish criteria for the commissioners to follow, this will make it even more challenging for the Commission to meet this deadline.

Fourth, House Bill No. 1918 exempts the Department of Education and the University of Hawaii from the purview of the Salary Commission but fails to provide any rationale as to why these two executive branch agencies should not be subjected to the same process of determining the appropriate salaries of its senior management. In fact, one could argue that these bodies need the transparency and accountability a public Salary Commission might offer.

For the foregoing reasons, I allowed House Bill No. 1918 to be come [sic] law as Act 299 effective July 11, 2006 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE”

Gov. Msg. No. 858, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

Senate Bill No. 3009 as Act 300, entitled: “RELATING TO CIVIL SERVICE EXEMPT EMPLOYEES.”

“Dear Mr. President and Members of the Senate:

Re: Senate Bill No. 3009 SD2 HD2 CD1

On July 11, 2006, Senate Bill No. 3009 SD2 HD2 CD1, entitled ‘A Bill for an Act Relating to Civil Service Exempt Employees,’ became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

This bill allows statutorily exempt positions within the Executive Branch to be converted to civil service. This bill also directs the Department of Human Resources Development and the Hawaii Government Employees Association to work collaboratively to establish a process for converting positions in various departments and appropriates \$110,064 for two positions in the Department.

The Legislature recognized that many positions within the State require people with specialized skills and expertise not found within the ranks of civil service personnel. As such, the Legislature specifically identified positions in law that should be exempt because of the nature of the programs they are managing. To now require a wholesale conversion of those positions to civil service ignores the original rationale of the Legislature when the positions were created and significantly reduces the ability of the Executive Branch to effectively manage and operate these programs.

Further, this bill may involve the conversion to civil service of positions attached to programs that are themselves temporary in nature. It is important to the integrity of the civil service program that positions within this system be used for programs that are ongoing in nature and reflect the permanency of a civil service appointment. Otherwise, there is the possibility that civil service personnel will have to be terminated once the temporary program they are working on is completed.

Finally, it should be noted there is no empirical evidence that the exempt employees currently in various statutorily exempt positions are not carrying out their jobs satisfactorily. In fact, the opposite seems to be the case. Departments with the ability to hire exempt personnel have been able to demonstrate a responsiveness and flexibility that has resulted in a satisfied client base and taxpayers who believe that government services are being handled well.

For the foregoing reasons, I allowed Senate Bill No. 3009 to become law as Act 300 effective July 11, 2006 without my signature.

Sincerely,

/s/ Linda Lingle

LINDA LINGLE"

Gov. Msg. No. 859, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

Senate Bill No. 3059 as Act 301, entitled: "RELATING TO EDUCATION."

"Dear Mr. President and Members of the Senate:

Re: Senate Bill No. 3059 SD2 HD1 CD1

On July 11, 2006, Senate Bill No. 3059, entitled 'A Bill for an Act Relating to Education' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

The original purpose of Senate Bill 3059 was to mandate the establishment of a model curriculum for use by teachers statewide to meet the Hawaii Content and Performance Standards. Unfortunately, in its final form Senate Bill No. 3059 does not require the Department of Education to develop and implement a standards-based curriculum statewide. Rather, this measure appropriates a total of \$2,008,000 for software implementation to align school course material with Hawaii Content and Performance Standards and federal education standards, for the adaptation of a curriculum in one pilot school complex, and for the contractual services of programmers, data analysts, and clerical support to generate reports for the Department of Education's study on the curriculum implementation process.

This bill raises a number of concerns.

First, this bill does not require the Department of Education to develop and provide a statewide curriculum. Instead, a school or a school complex is left to take the initiative to choose to adopt a curriculum. One of the main purposes of having a curriculum is to ensure all students receive adequate instruction, regardless of exogenous forces such as the school district's funding or a teacher's natural abilities. With a curriculum as a guide, teachers and students can have a reasonable sense of what to expect and how to prepare for each school year, creating continuity within the statewide system. Senate Bill No. 3059 affords single schools and school complexes the choice to implement or not implement a curriculum. Therefore, the goal of a statewide curriculum that is aligned with the Hawaii Content and Performance Standards to increase student achievement will not be reached.

Second, this measure appropriates \$900,000 for the development and implementation of a curriculum in one 'pilot' school complex, according to the DOE. Therefore, the burden of curriculum development and implementation in all the other complexes is placed upon teachers, principals, school community council members, and complex area staff.

Third, while assessments of 'progress' and 'performance' are mandated in the bill, nothing exists to assure teachers can address the shortcomings these assessments demonstrate. The introduction paragraph of the bill states, 'Although the State has established statewide standards and benchmarks, learner outcomes, (and) assessments, the legislature finds that Hawaii's public school system does not have an articulated and aligned standards-based curriculum to meet its goals.' Despite recognizing this deficiency in the public education system, the Legislature, by passing Senate Bill No. 3059, is accepting the status quo.

Fourth, the Department must also report to the Legislature on the implementation of curricula in schools and complexes and indicators of student achievement to help evaluate the implementation of the curricula (not the curricula itself). Further, the bill says the reports must have a plan for the complex-by-complex development and implementation of a standards-based curriculum, as well as a time-line to implement specific portions of the curriculum for possible statewide application. The plan for the complex-by-complex implementation is problematic because it is not mandatory for schools to adopt a curriculum. This method of planning does not ensure that the different curricula developed by the different school complexes will be of equal caliber.

It is unfortunate that the final draft of Senate Bill No. 3059 is so significantly different from the original proposal that the major supporter of the bill, the Hawaii Automobile Dealers Association, revoked their support of the bill and requested its veto.

For the foregoing reasons, I allowed Senate Bill No. 3059 to become law as Act 301 effective July 11, 2006 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 860, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

House Bill No. 2258 as Act 302, entitled: "RELATING TO HUMAN SERVICES."

"Dear Mr. President and Members of the Senate:

Re: House Bill No. 2258 HD1 SD2 CD1

On July 11, 2006, House Bill No. 2258, entitled 'A Bill for an Act Relating to Human Services' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

House Bill No. 2258 requires legislative appropriation for the expenditure of Temporary Assistance to Needy Families program (TANF) funds received by the State before the Department of Human Services can expend the funds. The measure also appropriates monies for the Department of Human Services' Chore Services Program and the Department of Education's Even Start Program.

This measure is objectionable because it restricts the Executive Branch's flexibility in managing human services programs funded under the temporary assistance to needy families program and appropriates TANF funds in a manner that is illegal under federal law.

Although State departments can only expend funds appropriated by the Legislature, for many years the Legislature has felt comfortable appropriating TANF money as a lump sum. However, the Legislature now intends to interject itself into the Executive Branch decisions regarding the use of these funds. This will restrict the Executive Branch's flexibility in setting priorities for human services programs and could adversely impact the neediest citizens of Hawaii these funds are meant to help.

House Bill No. 2258 also appropriates \$1,191,058 in general funds in fiscal year 2006-2007 for the Department of Human Services' Chore Services Program and \$600,000 in temporary assistance to needy families funds in fiscal year 2006-2007 for the Department of Education's Hawaii Even Start Family Literacy Program. Even Start is an educational program funded by the United States Department of Education. As such, it cannot be funded by temporary assistance to needy families funds as these funds are prohibited by federal requirements from funding education programs.

However, it is important that the Department of Human Services receive the approximately \$1.2 million dollars in supplemental funding for the Chore Services Program to maintain services to its existing clients.

For the foregoing reasons, I allowed House Bill No. 2258 to become law as Act 302 effective July 11, 2006 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 861, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

House Bill No. 2098 as Act 303, entitled: "RELATING TO DEVELOPMENTAL DISABILITIES."

"Dear Mr. President and Members of the Senate:

Re: House Bill No. 2098 HD1 SD1 CD1

On July 11, 2006, House Bill No. 2098, entitled 'A Bill for an Act Relating to Developmental Disabilities' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

The purpose of this bill is to establish a pilot project to expand the residential options of developmentally disabled or mentally retarded individuals to allow them to live in a setting of the person's choice if it is determined that 'the person can be sustained with supports, the supports are attached to the person, and adequate consideration and recognition is given to the person's safety and well-being.' This bill will be repealed on June 30, 2008.

This bill is problematic because the language is unclear and may create problems in implementation.

First, this bill does not state how the person's choice of residential setting is to be made and how the Department of Health (DOH) is to support the choice. Under the current system employed by the Developmental Disabilities Division (DDD) of the DOH, DDD assists clients to locate licensed or certified homes. This bill will create uncertainty over the DOH's role in selection of these residential alternatives even though State money would be spent supporting the individual.

Second, the bill does not specify how to determine whether 'adequate consideration and recognition' has been given to the person's safety and well-being. This bill does not mention licensing or certification requirements, an omission that could lead to an interpretation that this amendment to section 333F-2(c) allows placement in unlicensed or uncertified homes. Allowing placement in unlicensed or uncertified homes poses a risk for the safety and well-being of persons with

developmental disabilities or mental retardation because it is only through licensing or certification requirements that safety standards such as criminal history background checks of the home operator and periodic monitoring or unannounced home visits are maintained. Any program that purports to assist the developmentally disabled under the care of the State must include a degree of accountability within the system.

This bill will likely create problems in implementation due to the fact that many parts are vague enough to be subject to more than one interpretation. My Administration will work within the confines of this law to provide the best protection possible for State clients. However, it will be necessary to amend the law in the next legislative session to clarify the problems with this bill.

For the foregoing reasons, I allowed House Bill No. 2098 to become law as Act 303 effective July 11, 2006 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 862, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

House Bill No. 1891 as Act 304, entitled: "RELATING TO EDUCATION."

"Dear Mr. President and Members of the Senate:

Re: House Bill No. 1891 HD2 SD2 CD1

On July 11, 2006, House Bill No. 1891, entitled 'A Bill for an Act Relating to Education' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

This bill doubles the amount of General Excise Tax (GET) revenues to be deposited into the State Educational Facilities Improvement (SEFI) special fund from \$45 million to \$90 million.

House Bill No. 1891 HD2 SD2 CD1 is problematic because the automatic, mandatory diversion of GET revenues limits the State's ability to fund priorities, thereby negatively impacting the State's general fund financial plan. In essence, this measure guarantees the diversion of up to \$90 million dollars of general revenues into the SEFI if no general obligation bonds are authorized. A financially sound approach to manage the State's funds would include providing funding for public school capital improvement requirements on the basis of need, funding ability, and the consideration of statewide priorities. House Bill No. 1891 does not take these criteria into consideration.

The State Educational Facilities Improvement special fund was created to set aside State funds for school construction and repairs. Currently, the SEFI is funded from general obligation bond sales. Consequently, in essence, projects funded by the SEFI are funded by general obligation bonds. Thus, the SEFI may no longer be needed.

One of the priorities of my Administration is to foster a proper learning environment that I believe is critical to the education of Hawaii's students. For fiscal year 2005-2006, I released \$200 million to assist the Department of Education with repair and maintenance and other capital improvement

program projects for Hawaii schools. In addition, on June 26, 2006, I signed Act 246, the Fix Hawaii Schools Act, which appropriates \$235 million to repair schools statewide. There is also \$170 million in capital improvement project funds in the supplemental budget for 2007 (Act 160) and \$5 million for solar panels in schools in Act 96, Session Laws of Hawaii 2006. These amounts total \$610 million devoted to school construction.

My support for public school facilities is clear. However, the Department of Education should fund its capital improvement program needs directly with general obligation bond fund sales as do other State departments.

For the foregoing reasons, I allowed House Bill No. 1891 to become law as Act 304 effective July 11, 2006 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE”

Gov. Msg. No. 863, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

House Bill No. 3142 as Act 305, entitled: “RELATING TO TRAUMA CARE.”

“Dear Mr. President and Members of the Senate:

Re: House Bill 3142 HD2 SD2 CD1

On July 11, 2006, House Bill No. 3142, entitled ‘A Bill for an Act Relating to Trauma Care’ became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

This bill establishes the Trauma System Special Fund to support the development of a statewide trauma system. The measure sets forth categories for reimbursement and requirements for the use of monies from the Trauma System Special Fund. This measure includes potential sources of funding, but does not appropriate funds or specify a source of funding for deposit into the special fund.

It is troubling that this Special Fund would be exempt from the State Procurement Code (Chapter 103d, HRS) and the Purchase of Health and Human Services law (Chapter 103F, HRS). These exemptions, in effect, mean that procurement and purchase actions will not be subject to the transparency, accountability, and audit requirements that taxpayer-financed expenditures deserve. Further, the Special Fund would not pay its fair share of administrative costs as other funds must do.

Additionally, the Trauma System Special Fund does not meet the requirements of Section 37-52.3, HRS, which mandates the Legislature shall ensure that a special fund: ‘(1) Serves the purpose for which it was originally established; 2) Reflects a clear nexus between the benefits sought and charges made upon the users or beneficiaries of the program; (3) Provides an appropriate means of financing for the program or activity; and (4) Demonstrates the capacity to be financially self-sustaining.’ While it is important that the State of Hawai’i maintain trauma care services, there is no clear nexus between tobacco taxes and trauma care use. Further, depending on costs to develop a ‘comprehensive state trauma system,’ the ability for the fund to be self-sustaining is questionable.

For the foregoing reasons, I allowed House Bill No. 3142 to become law as Act 305 effective July 11, 2006 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE”

Gov. Msg. No. 364, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

House Bill No. 1923 as Act 306, entitled: “RELATING TO THE HAWAII TOURISM AUTHORITY.”

“Dear Mr. President and Members of the Senate:

Re: HB1923 HD1 SD2 CD1

On July 11, 2006, House Bill No. 1923, entitled ‘A Bill for an Act Relating to the Hawaii Tourism Authority’ became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

This bill extends the sunset provision of Act 58 SLH 2004 relating to the Hawaii Tourism Authority (HTA) which allows HTA to appoint or retain attorneys independent of the Attorney General, exempts the Authority from audit and accounting provisions under the Department of Accounting and General Services, and allows the board of directors of the Authority to appoint a sports coordinator exempt from civil service, and pension and retirement laws until June 30, 2010.

This bill is objectionable because it allows the Hawaii Tourism Authority to operate outside the safeguards of State law, continues to micromanage the personnel decisions of the Authority, and creates potential legal difficulties for the State. The exemption from the accounting and auditing provisions of Chapter 40 allows the HTA to spend moneys without regard to transparency, controls, and accountability for funds managed by the State Comptroller.

Additionally, the authorization to hire attorneys independent of the Attorney General potentially creates legal difficulties for the State. As I stated in 2004, retention of special counsel by the HTA can result in inconsistent legal advice when adequate counsel already exists in the Attorney General’s office.

Second, the bill continues in statute a provision that contradicts section 26-39 of the Hawaii Revised Statutes that provides for the establishment of positions deemed necessary to carry out the functions of agencies and departments. This bill instructs the Hawaii Tourism Authority to continue an exempt sports coordinator position without regard to personnel laws.

In 2004, the Legislature passed House Bill 2608, which I returned to the Legislature, indicating I believed the bill should not become law. The concerns I raised at that time are still applicable to this bill.

Therefore, for the foregoing reasons, I allowed House Bill No. 1923 to become law as Act 306 effective July 11, 2006 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE”

Gov. Msg. No. 865, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

Senate Bill No. 3066 as Act 307, entitled: "RELATING TO INTEREST AND USURY."

"Dear Mr. President and Members of the Senate:

Re: Senate Bill No. 3066 SD1 HD1

On July 11, 2006, Senate Bill No. 3066, entitled 'A Bill for an Act Relating to Interest and Usury' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

This bill permits certain credit card service fees from being included in the calculation of the maximum interest rate credit card issuers can charge for firms that issue such cards and are domiciled in the State of Hawaii.

While I understand the concern of local credit card firms who want to remain competitive, I remain concerned that Hawaii's current law already permits an 18% per annum annual interest charge on credit card balances. This interest rate is significantly higher than interest charged on most other financial transactions such as non-secured loans, collateralized loans, and borrowings from a bank or lending institution. This interest rate is also considerably higher than inflation and other cost drivers, both locally and nationally.

I recognize that firms who issue credit cards need to make an adequate return on their money. However, it has not been demonstrated that they are not making such a return based on the current method of calculating the 18% interest rate.

For the foregoing reasons, I allowed Senate Bill No. 3066 to be come *[sic]* law as Act 307 effective July 11, 2006 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 866, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

House Bill No. 3016 as Act 308, entitled: "RELATING TO UNSERVED ARREST WARRANTS."

"Dear Mr. President and Members of the Senate:

Re: House Bill No. 3016 HD1 SD1 CD1

On July 11, 2006, House Bill No. 3016, entitled 'A Bill for an Act Relating to Unserved Arrest Warrants' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

The backlog of arrest warrants is a problem that has gained attention from various sectors of the community and engendered a number of proposed solutions. The stated intent of this bill is to require due diligence in serving all traffic warrants issued against a defendant and to require the Hawaii Paroling Authority to report to the appropriate court and arresting authorities whether a parolee has any outstanding

traffic warrants. However, the substance of the bill is questionable.

First, the bill adds a section to chapter 353, Hawaii Revised Statutes, to require the Hawaii Paroling Authority to inform the appropriate courts and arresting authorities of all outstanding traffic warrants issued against those whose parole has been suspended or revoked. The purpose of this is to allow such warrants to be 'served on the parolee in a timely manner.' This merely codifies existing practice of the Hawaii Paroling Authority. Thus, adding this section to the law will not result in any improvement of current procedures.

Second, the bill adds a section to chapter 604, Hawaii Revised Statutes, to require that 'in any criminal proceeding, due diligence shall be used in serving any outstanding traffic warrants on the defendant.' It is arguable whether this addition to the statutes is substantive inasmuch as the Hawaii Rules of Penal Procedure Rule 9(c)(3)(i) already requires that a 'warrant shall be executed without unnecessary delay by the arrest of the defendant.'

Finally, this bill instructs the Judicial Council to set up a committee to 'conduct a comprehensive review of the backlog of arrest warrants waiting to be served upon persons incarcerated in the State's correctional facilities and the entire backlog of unserved arrest warrants and recommend to the Legislature action necessary so that these warrants will be served without further delay.' While a comprehensive review of the warrant backlog is warranted, the bill's review is duplicative of Senate Concurrent Resolution 91 SD1 which convenes a task force to 'conduct a comprehensive review of the entire backlog of unserved arrest warrants and recommend to the Legislature action necessary to permanently alleviate the backlog.' Both the bill and the resolution establish review panels largely comprised of representatives from the same agencies and both require reports to be submitted to the Legislature twenty days prior to the convening of the regular session of 2007.

I support a comprehensive review of the backlogged warrants problem and subsequent meaningful action to eliminate the backlog. However, this bill is duplicative of actions already underway to address this issue.

For the foregoing reasons, I allowed House Bill No. 3016 to become law as Act 308 effective July 11, 2006 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 867, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

Senate Bill No. 2274 as Act 309, entitled: "RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

"Dear Mr. President and Members of the Senate:

Re: Senate Bill No. 2274 SD1 HD2 CD1

On July 11, 2006, Senate Bill 2274, entitled 'A Bill for an Act Relating to the Employees' Retirement System' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

This bill would allow the directors of the offices of council services within the counties of Maui and Honolulu to participate as Class A members within the State Employees' Retirement System if they were employed prior to July 1, 2006.

The intent of this bill is to place the directors of the councils of these two counties on a par with the county clerks of Hawaii and Kauai who perform similar functions. While this objective is understandable, we must point out that Class A membership in the Employees' Retirement System has traditionally been reserved for high-level officials such as judges and elected leaders. Additionally, Class A membership is extended to those with jobs that subject them to possible bodily harm, such as narcotics investigators and public safety officers. The rationale is that these positions have a level of tenuousness and difficulty not found in other public positions.

My Administration remains concerned about the precedent this bill establishes in allowing legislatively favored personnel to become Class A contributory plan retirement system members while other senior personnel in the executive agencies are not allowed to receive this higher retirement benefit.

Further, it should be noted that the directors of the council have the option to join the hybrid retirement plan which allows them to accrue higher retirement benefits if they are willing to pay a portion of their earnings into the plan. [sic]

For the foregoing reasons, I allowed Senate Bill No. 2274 to be come [sic] law as Act 309 effective July 11, 2006 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 868, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

Senate Bill No. 3180 as Act 310, entitled: "RELATING TO THE COUNTIES."

"Dear Mr. President and Members of the Senate:

Re: Senate Bill No. 3180 SD1 HD2 CD1

On July 11, 2006, Senate Bill No. 3180, entitled 'A Bill for an Act Relating to the Counties' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

This bill provides that each county shall adopt ordinances that allow the exercise of indigenous Hawaiian architectural practices, styles, techniques, and materials historically employed by Native Hawaiians. The bill recognizes that the applicability of this ordinance may not be appropriate in historical districts and explicitly exempts these districts.

However, the bill presents concerns outside of those associated with historical district structures. Most notably, this bill represents a legislative intrusion into the responsibilities of the counties and mandates that counties must adopt ordinances as prescribed in the bill. This type of legislation goes against the spirit and intent of home rule and provides legislative direction in an arena that has long been recognized as within the scope of county authority—namely building code requirements.

Further, this bill leaves unanswered questions as to how the use of indigenous building approaches will be addressed within the safety and structural requirements building codes must address. Additionally, the issue of how these structures will conform to energy conservation standards and disaster preparedness requirements is left unanswered.

For the foregoing reasons, I allowed Senate Bill No. 3180 to be come [sic] law as Act 310 effective July 11, 2006 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 869, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

House Bill No. 3105 as Act 311, entitled: "RELATING TO PSYCHOTROPIC MEDICATION."

"Dear Mr. President and Members of the Senate:

Re: House Bill No. 3105 HD2 SD2 CD1

On July 11, 2006, House Bill No. 3105, entitled 'A Bill for an Act Relating to Psychotropic Medication' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

This bill is intended to provide equal access to psychotropic medication for Medicaid patients, regardless of whether the patient is covered by a fee-for-service plan or a QUEST managed-care plan.

While this portion of the bill is laudable, the measure goes too far in allowing a physician to prescribe a psychotropic medication without the required consultation with a psychiatrist. The field of psychotropic medicine is specialized and requires knowledge of the interaction of various drugs with each other as well, as with other medications a patient may be taking.

The current statute allowed for the consultation to take place by telephone, electronically, or via a face-to-face discussion and did not appear to place an undue burden on the attending physician. Further, the law now allows for the concurrent psychiatrist's opinion to be documented in the recipient's medical records, thereby allowing future medical service providers to understand the rationale used in issuing the prescription. Failure to document these decisions could cause harm to the patient in later years and does not appear to be medically prudent.

Finally, the bill eliminates the requirement that only those agents approved by the United State Food and Drug Administration for the treatment of mental and emotional disorders may be prescribed. This deletion in the governing statute raises concerns as to what medications can be prescribed and what safety considerations will be applicable to these medications.

For the foregoing reasons, I allowed House Bill No. 3105 to become law as Act 311 effective July 11, 2006 without my signature.

Sincerely,

/s/ Linda Lingle

LINDA LINGLE"

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 870, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

Senate Bill No. 2193 as Act 312, entitled: "RELATING TO PLANNED COMMUNITY ASSOCIATIONS."

"Dear Mr. President and Members of the Senate:

Re: Senate Bill No. 2193 SD1 HD1 CD1

On July 11, 2006, Senate Bill No. 2193, entitled 'A Bill for an Act Relating to Planned Community Associations' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

This bill addresses issues of access to board meetings and association documents of planned community associations.

While the bill contains some provisions that would give homeowners in planned communities greater access to information about the management of their association, the bill also contains some provisions that might work to exclude homeowner participation in the affairs of their community.

Most notably, the bill deletes from current law the requirement that board meeting minutes include the recorded votes of board members. Deleting this provision could be construed to remove the accountability for actions of the board members. It may also make it more difficult to identify potential conflicts of interest when a board member should have abstained from voting.

Second, the bill allows for the examination of board meeting minutes but deletes language that allows for the review of the association's meeting minutes. Since association business is conducted at both types of meetings, it is unclear why the legislation allows homeowners to review one set of documents but not the other set of documents.

Third, the bill allows the Planned Community Association Board to set up committees and subcommittees at various times and places and requires that the members of the committees and subcommittees be identified by name. This seems reasonable. However, the bill also allows the Board to eliminate committees and subcommittees without regard to the fact that some committees are established as a result of requirements placed on the development by the counties as a condition of approval.

Finally, some members of planned communities have expressed concern that this bill could be interpreted to allow homeowner input on matters on a board agenda, but would preclude homeowners from commenting on important matters not on a board agenda. They believe this could lead to some boards deliberately not putting sensitive topics up for discussion.

The bill contains provisions indicating planned community meetings should be open, ensures that minutes are available to the members, and requires detailed financial information to be made available for inspection.

For the foregoing reasons, I allowed Senate Bill No. 2193 to be come *[sic]* law as Act 312 effective July 11, 2006 without my signature.

Sincerely,

Gov. Msg. No. 871, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

House Bill No. 386 as Act 313, entitled: "RELATING TO COURTS."

"Dear Mr. President and Members of the Senate:

Re: House Bill No. 386 HD1 SD1 CD1

On July 11, 2006, House Bill No. 386, entitled 'A Bill for an Act Relating to Courts' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

The purpose of this bill is to repeal jury service exemptions for an attorney at law, a head of an executive department, an elected official (except while the Legislature is in session), a minister or priest, a dentist, and an active duty member of the armed forces or militia. This bill continues the exemptions for a judge, an active practicing physician, an active member of a police or fire department, and a person who has served as a juror within one year preceding the time of filling out the juror qualification form. The bill adds jury service exemptions for active members of an emergency medical services agency, persons who live more than seventy miles from the court for which jury service is required, and persons who are eighty years of age or older.

Although the addition of the exemption category of active members of an emergency medical services agency is positive, other portions of this bill will cause difficulties for the Judicial Branch of government. The bill amends the exemption for elected officials such that the exemption is available only while the Legislature is in session. This amendment does not consider that elected officials at the federal or county levels are not necessarily affected in their duties by the timing of the State legislative sessions. Thus, the narrowing of the exemption may negatively impact federal or county elected officials if they are summoned to jury duty during times when their political bodies are in session, but the Legislature is not.

The bill amends the current exemption for active duty members of the armed forces or militia such that the exemption is available only when those individuals are deployed out of the State. The amendment does not consider the case of reservists who have been assigned to their annual two weeks of active duty. The active duty member and his or her unit could be adversely affected if the member is unable to receive training with the member's entire unit.

The addition of the category of persons living more than seventy miles from the court for which jury service is required will have a negative impact in the Third Judicial Circuit (the Island of Hawaii), as well as the Second Judicial Circuit, which includes Maui, Molokai, and Lanai, wherein jurors frequently reside more than seventy miles from the courthouse.

The deletion of the category of attorney at law could cause a 'ripple effect' on the court system by necessitating the rescheduling of motions, hearings, trials, and other court appearances if an attorney is summoned for jury duty. Negative effects on attorneys, especially sole practitioner attorneys, and their clients are anticipated.

Finally, this bill adds a person over eighty years of age to the list of people who are excused from jury duty. As pointed out by the Judiciary, chronological age should not be used as a factor in determining if a person has the physical and mental capacity to serve as a juror.

Persons who fall within a particular exemption eligible category may claim an exemption from service as a juror, but it is not guaranteed that the court will grant the exemption. Any individual can seek to be excused from jury duty, even if the individual is not within an exemption.

For the foregoing reasons, I allowed House Bill No. 386 to become law as Act 313 effective July 11, 2006 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 872, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

Senate Bill No. 2575 as Act 314, entitled: "MAKING AN APPROPRIATION FOR A BASELINE ENVIRONMENTAL STUDY OF THE WAIANAEO COAST OCEAN AREA."

"Dear Mr. President and Members of the Senate:

Re: Senate Bill No. 2575 SD2 HD1 CD1

On July 11, 2006, Senate Bill No. 2575, entitled 'A Bill for an Act Making an Appropriation for a Baseline Environmental Study of the Waianae Coast Ocean Area,' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

An increase in the diversity of activities in the Waianae Coast ocean area has raised concerns over the effects such activity can have on resources, public safety, user relations, and traditional livelihoods. The purpose of this bill is to provide funding for a baseline environmental study of the Waianae Coast ocean area, which will be used to draft proposed rules for an Ocean Recreation Management Area (ORMA) designation for the Waianae Coast, as mandated by Act 6, Special Session Laws of Hawaii 2005.

I am supportive of establishing an Ocean Recreation Management Area for the Waianae Coast with pertinent administrative rules to protect resources and regulate permitted commercial activities. However, this bill leaves some issues insufficiently resolved.

First, this law could potentially set a precedent that the Department of Land and Natural Resources (DLNR) must conduct a baseline environmental study before adopting rules to create and regulate an ORMA. The DLNR has demonstrated that it is capable of adequately making such rules and has, in this particular instance, met extensively with interested parties to resolve conflicts concerning the proposed ORMA rules in a manner that complies with the federal Marine Mammal Protection Act.

Second, this bill does not provide the public with reasonable means to express their comments and concerns. Although the baseline study proposed in this bill is not an environmental impact statement (EIS), it is modeled in much the same way. An important component of an EIS is a required public review

and comment period. A comment period is not required in this study.

Furthermore, estimates from multiple parties place the cost of this study anywhere from \$250,000 to \$1,000,000, while this measure only appropriates \$120,000. A shortage of funds could force the DLNR to divert staff resources and expertise from existing projects in order to complete the study.

It is imperative that a Waianae ORMA be established and that all parties work with due diligence to properly manage this area.

Therefore, I allowed Senate Bill No. 2575 to become law as Act 314 effective July 11, 2006 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 873, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

Senate Bill No. 2708 as Act 315, entitled: "RELATING TO SCHOOL FACILITIES."

"Dear Mr. President and Members of the Senate:

Re: Senate Bill No. 2708 SD2 HD1 CD1

On July 11, 2006, Senate Bill No. 2708, entitled 'A Bill for an Act Relating to School Facilities' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

This bill extends through July 30, 2007 an impact fee Working Group that will assess the impacts of new housing developments on the Department of Education and examine the current method of imposing and collecting impact fees. The Working Group was supposed to issue a report to the 2006 Legislature but will now report to the 2007 Legislature.

Impact fees are a method by which State and county departments assess developers a monetary fee, or land donation, to minimize the effects the development will have on the various public services, such as transportation, roads, public schools, and sewage/water systems.

While I continue to recognize the importance of this issue and the need to have a consistent, statewide process in place, this bill raises a number of concerns similar to Act 246 of 2005. First, the measure only addresses impact fees imposed by, or collected for, the benefit of the Department of Education. There are other State and County functions that are affected by a new development, such as roadways and sanitation systems. This measure only takes into account the effect of a development on the public school system. My Administration supports developing an impact fee assessment process that addresses the full array of potential impacts on public services.

Second, this measure continues a Working Group that does not allow input and membership from other State or county departments that may be directly affected by the outcomes of the Working Group, such as the Department of Transportation, the Hawaii Public Housing Authority, the Hawaii Housing Finance and Development Corporation, the Department of Health, the county housing and planning/permitting departments, and the Office of the Governor.

There remains an issue of the appropriateness of placing this Working Group in the Office of the Auditor. The Legislative Auditor has not had experience in dealing with developer impact fees and fair-share contributions. Apparently she has had to contract out this work. Furthermore, the Auditor did not explain how the initial \$150,000 was spent by the Working Group and why an additional \$25,000 is necessary for this effort.

The minimum criteria for the needs assessment are outlined in the measure. However, there are vital elements missing from this needs assessment evaluation. A needs assessment should provide a clear, rationale nexus between the development and the impact fee assessed; a fair share proportion to be assessed on the developer, not a disproportionate assessment; predictability in the amount of the fee or land requested; a dedication of the funds/land assessed to be used directly in the community where the development is located; and an agreement that if the funds are not used within a reasonable amount of time, the monies should be refunded to the developer. None of these items are included in the needs assessment described in the original bill not addressed in this measure.

I support the exploration of a comprehensive statewide evaluation to examine impact fees in a transparent, fair, and equitable manner. This work is being carried out by my Administration and does not require statutory authority. Regrettably, this bill is not comprehensive enough in either the membership of the Working Group or the tasks assigned to produce a meaningful product.

For the foregoing reasons, I allowed Senate Bill No. 2708 to become law as Act 315 effective July 11, 2006 *[sic]* without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 874, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

Senate Bill No. 2961 as Act 316, entitled: "RELATING TO HEALTH."

"Dear Mr. President and Members of the Senate:

Re: Senate Bill No. 2961 SD1 HD1 CD1

On July 11, 2006, Senate Bill No. 2961, entitled 'A Bill for an Act Relating to Health' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

This bill raises the tax on cigarettes and uses the monies derived from the tax increase to fund programs that promote health. This measure creates the Hawaii Cancer Research Special Fund and the Community Health Center Special Fund and exempts these funds, as well as the Emergency Medical Services Special Fund, from transfers for central service and administrative expenses.

This bill reflects an effort to deter smoking by incrementally increasing the Hawaii cigarette tax from the current rate of \$1.40 per pack to \$2.60 per pack over a period of five years. Unfortunately, Senate Bill No. 2961 contains several drafting errors.

In the sections which distribute the cigarette tax increase into the various special funds, Senate Bill No. 2961 omits some key language. This bill only appropriates between 0.25 cents and 2.0 cents into each of the designated special funds between September 30, 2006 and September 30, 2011. Other sections of the measure convey the intent of the Legislature was to deposit the amounts on a per cigarette basis but the bill was not drafted to state this clearly and unambiguously.

Second, the bill deleted language authorizing the Director of Finance to assess and collect central administrative fees on all special funds. According to conversations we have had with the Legislative Reference Bureau, they recognize this flaw in the bill and will correct it in their annual statute correction legislation next session.

Third, the newly established special funds do not meet the requirements of Section 37-52.3, HRS, which mandates that a special fund reflect 'a clear nexus between the benefits sought and charges made upon the users or beneficiaries of the program, as opposed to serve primarily as a means to provide the program or users with an automatic means of support that is removed from the normal budget.' There is no clear nexus between tobacco taxes and trauma care use and, thus, this portion of the bill does not meet the requisite statutory test.

I anticipate the Legislature will return next session prepared to introduce and pass a housekeeping measure to correct the mistakes evident in this bill.

For the foregoing reasons, I allowed Senate Bill No. 2961 to become law as Act 316 effective July 11, 2006 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 875, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

House Bill No. 2555 as Act 317, entitled: "RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

"Dear Mr. President and Members of the Senate:

Re: House Bill No. 2555 HD2 SD2 CD1

On July 11, 2006, House Bill No. 2555, entitled 'A Bill for an Act Relating to the Hawaii Community Development Authority' became law without my signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

This bill prohibits the sale or transfer of fee simple interest in State-owned land in the Kaka'ako community development district. The bill also prohibits approval of plans or proposals for any residential development makai of Ala Moana Boulevard between Kewalo basin and the foreign trade zone. These restrictions are broad in their impact on the planning process for the Kaka'ako area.

First, the prohibition on the sale or transfer of State-owned land causes difficulty for the Hawaii Community Development Authority (HCDA) to achieve its directives as originally set forth by the Legislature. Land exchanges, realignments, and

sale of remnant parcels further the goals of the various District plans. HCDA will be prevented from executing buybacks of reserved housing units and reselling to qualified buyers. These transactions are used to prevent excessive profits in the sale and purchase of affordable housing units. Additionally, land exchanges would be prohibited under this bill.

This restriction in this bill applies to the entire Kaka'ako community development district, not just the Makai area, and may interfere with planning in other sectors of the District. It is not good policy to restrict sale or transfer of lands with such a broad stroke.

Second, the ban on residential development in the Makai area is restrictive and could be considered a taking of private property rights. This restriction applies to all landowners in the Makai area, not just the HCDA. Kamehameha Schools had planned to propose a development of workforce housing including up to 200 residential lofts in a life sciences research complex on its land in the Makai area. It is unclear what legal recourse Kamehameha Schools may want to pursue given the imposition of the restriction on their private property.

Further, the prohibitions of this bill are inconsistent with several provisions in HCDA's enabling legislation (Chapter 206E, Hawaii Revised Statutes) that mandate a mixed-use of industrial, commercial, residential and public uses within the entire Kaka'ako District.

At its meeting on June 7, 2006, the HCDA Board terminated an outstanding request for proposal (RFP), effectively stopping all development in the Kaka'ako Makai area. It also agreed not to transfer, in fee, any State lands in the Makai area. In an effort to address the concern that the public did not have sufficient opportunity for input in the planning process, the HCDA Board also established a Makai Area Advisory Planning Committee consisting of members of the public. Its purpose is to provide input for a new waterfront development plan.

With the formation of the Advisory Committee and in light of the Board's termination of the RFP, I believe the prohibition of residential use in the Makai Area is premature. The Advisory Planning Committee should be given the flexibility to make a recommendation that might include residential development. It is unfortunate this bill will have a chilling or limiting effect on a process specifically designed for more public participation.

For the foregoing reasons, I allowed House Bill No. 2555 to become law as Act 317 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 876, informing the Senate that on July 11, 2006, she permitted the following measure to become law without her signature, pursuant to Section 16 of Article III of the State Constitution, which reads as follows:

House Bill No. 2595 as Act 318, entitled: "RELATING TO FAMILY VISITS."

"Dear Mr. President and Members of the Senate:

Re: House Bill No. 2595 HD1 SD2 CD1

On July 11, 2006, House Bill No. 2595, entitled 'A Bill for an Act Relating to Family Visits,' became law without my

signature, pursuant to Section 16 of Article III of the Constitution of the State of Hawaii.

The purpose of House Bill No. 2595 is to ensure family members can visit inmates at a correctional facility during official visiting hours.

This bill raises concerns because it is vague as to whether the Department of Public Safety may cancel visits by family members when emergency situations would so merit. The bill was passed as a result of isolated incidents of family visits being cancelled due to staffing shortages.

Recognizing the need to be more accommodating of special visits by family members, the Department of Public Safety has implemented changes to its visitation policies. The Department's policy now addresses the concerns giving rise to this bill. At the same time, it also reserves in the Department the needed flexibility to cancel visitations when security concerns merit.

I believe these visitation policy rules, coupled with the provisions of this bill, address the concerns family members of incarcerated persons may have had.

For the foregoing reasons, I have allowed House Bill No. 2595 to become law as Act 318 effective July 11, 2006 without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

**HOUSE COMMUNICATIONS RECEIVED AFTER THE ADJOURNMENT
OF THE LEGISLATURE SINE DIE**

Hse. Com. No. 869, transmitting H.R. No. 293, which was adopted by the House of Representatives on May 4, 2006.

Hse. Com. No. 870, informing the Senate that the following bills passed Final Reading in the House of Representatives on May 4, 2006:

H.B. No. 957, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 2258, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 2806, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 2878, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 3036, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 3060, H.D. 1, S.D. 2, C.D. 1;
H.B. No. 3115, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 3118, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 3261, H.D. 1, S.D. 2, C.D. 1;
S.B. No. 218, S.D. 4, H.D. 1, C.D. 2;
S.B. No. 2006, S.D. 3, H.D. 2, C.D. 2;
S.B. No. 2461, S.D. 1, H.D. 1, C.D. 2;
S.B. No. 2546, S.D. 1, H.D. 2, C.D. 1;
S.B. No. 2956, S.D. 2, H.D. 2, C.D. 1; and
S.B. No. 2961, S.D. 1, H.D. 1, C.D. 1.

RULES OF THE SENATE
of the
TWENTY-THIRD LEGISLATURE OF THE STATE OF HAWAII

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**RULES OF THE SENATE
OF THE
TWENTY-THIRD LEGISLATURE OF THE STATE OF HAWAII**

PREAMBLE

The members of the Senate do hereby reaffirm the Senate's dedication to upholding the Constitutions of the United States and the State of Hawaii, to providing for openness and fairness in all of its proceedings, and to promoting collaboration and consultation in its committee work.

The Senate stands as a people-oriented institution that serves all of the people, whatever their background or persuasion. The Senate works for the public good and strives to give every person an equal opportunity to realize his or her highest potential. The Senate is an open public forum for organized debate and deliberative consideration of issues.

RULES OF THE SENATE

The following Rules shall be the Rules of the Senate of the Twenty-third Legislature of the State of Hawaii.

PART I. ORGANIZATION, OFFICERS AND EMPLOYEES

Rule 1. Organization

(1) When the Senate convenes in the first Regular Session of each Legislature, the member from the First Senatorial District shall act as temporary chair, call the Senate to order, appoint a temporary Clerk, and a Committee of three whose duty it shall be to immediately examine the credentials of the members-elect of the Senate. If from the report of the Committee, it shall appear that a majority of the credentials are in order, the temporary Clerk shall call the roll.

(2) The temporary Chair shall then appoint a Committee of three to wait upon a justice of the Supreme Court, an Intermediate Appellate Court Judge or a Circuit Court judge to administer the oath of office required by the Constitution. After the oath has been duly administered, the Senate shall organize.

(3) When the Senate convenes in any succeeding Sessions of the Legislature, the President or the Vice-President in the absence of the President, shall call the Senate to order.

Rule 2. Officers and Employees

(1) The officers of the Senate shall consist of a President, Vice-President, Clerk, Assistant Clerk, Sergeant-at-Arms, and Assistant Sergeant-at-Arms, each of whom shall be elected by a majority vote of the members of the Senate.

(2) The President and Vice-President shall hold their respective offices in accordance with Title 3, Hawaii Revised Statutes. Other officers and employees shall hold their respective offices and positions at the pleasure of the Senate, but a majority vote of the members of the Senate shall be required to terminate the office held by any officer of the Senate.

(3) The Senate, by a majority vote, may authorize positions from time to time as may be deemed necessary.

Rule 3. The President

It shall be the duty of the President:

(1) To open the meetings of the Senate by taking the Chair and calling for the invocation.

(2) When a quorum is present, to call for the reading of the Journal of the preceding day.

(3) To maintain order in the Senate Chamber and to require proper decorum on the part of the members.

(4) To announce the business before the Senate in the order prescribed by the Rules.

(5) To receive and submit all matters properly brought before the Senate by the members, call for votes upon the same and announce the results.

(6) To receive all communications, including but not limited to, Governor's messages, budget messages, and Judiciary communications, present them to the Senate and, unless otherwise provided in these Rules, refer these and other matters to the appropriate standing committees.

(7) To appoint all members of committees unless otherwise determined by the Senate.

(8) To authenticate by signature, all acts and doings of the Senate which require authentication.

(9) To make known rules of order when so requested and, subject to an appeal to the Senate, to decide all questions of order.

(10) To issue warrants and when so directed by the Senate, to carry into effect its orders in the arrest of offenders, the summoning of witnesses, or other orders of the Senate.

(11) To decide and announce the result of any vote taken.

(12) To do and perform such other duties as are required by law or by these rules or such as may properly pertain to such office.

(13) To clear the Senate Chamber of all persons, except its members and designated persons if there is a disturbance or disorderly conduct, or on motion duly adopted.

(14) To control and have direction of the rooms, desks, passages, stairways, corridors, and balconies, in and about the building set apart for the use of the Senate, and all public property of the Senate. The President shall see that all officers of the Senate perform their respective duties, and may assign places to visitors and reporters. The President may admit stenographers or other reporters, wishing to take down the debates, and assign them such places to effect their object as shall not interfere with the convenience of the Senate.

(15) To establish final dates for action on legislation, including, though not limited to the final date for introducing bills, the dates for the mandatory recess pursuant to Article III, Section 10, of the Constitution, the final date for third reading of Senate Bills, the final date for third reading of House Bills, the final date for approving Conference Committee agreements and drafts of bills, the final date for final reading of the General Appropriations Bill, and the final date for final reading of the Supplemental Appropriations Bill. The President shall coordinate the date for introducing bills and may coordinate with the Speaker of the House to establish the other final dates.

(16) To promulgate an administrative and financial manual of guides, the purpose of which is to establish uniformity in administrative practices and to ensure compliance with Senate policies.

(17) To mediate and resolve differences between two or more standing committees on the same bill.

Rule 4. The Vice-President

(1) The Vice-President and the President shall prepare and administer a budget for the Senate.

(2) In the absence of the President, the Vice-President shall exercise all the duties and powers of the President.

Rule 5. President Pro Tempore

(1) In case the President and Vice-President shall be absent at the hour to which the Senate had adjourned, the member of the majority party having the longest tenure in the Senate shall preside until a President pro tempore is chosen. If two or more members are equally qualified to preside, the eldest qualified member shall preside.

(2) The President pro tempore shall be invested with all of the powers and shall perform all the duties of the President. Whenever the President pro tempore is required to sign a bill or other instrument, the Clerk shall attach to such bill or instrument a certificate stating that such President pro tempore was duly elected and is authorized to so sign.

Rule 6. The Clerk

It shall be the duty of the Clerk:

(1) To have charge of all records of the Senate and be responsible for the same. At no time shall the Clerk permit original documents to be withdrawn from the Clerk's keeping unless ordered by the Senate.

(2) To make a concise and complete memorandum of all petitions, motions, resolutions, amendments and other matters brought before the Senate. Such memoranda shall state the nature of the matter and the name of the introducer, and the date and day of the session on which the Senate considered the matter. The memoranda, together with other matters ordered to be placed therein, shall constitute the Journal, a copy of which shall be made available for inspection to any member upon request as soon as practicable. The Journal of each day shall be read the following day, immediately after the invocation. When such Journal is approved by vote of the Senate, it shall be entered by the Clerk in a book entitled "Journal of the Senate. Session of . ." (Giving the Year).

- (3) Unless otherwise directed by the Senate, to read all bills, resolutions and other matters (if so required) to the Senate.
- (4) To forward at once all letters, messages, communications and other matters to the proper parties.
- (5) To immediately deliver to the Chair of the appropriate committee all petitions, resolutions, bills or other matters duly referred to such committee.
- (6) To see that all bills and resolutions are properly engrossed and are correct and true as finally acted upon by the Senate.
- (7) To draw on the state general fund for expenses of the session as shall be authorized by the Senate and approved by the President.
- (8) To pay all bills and accounts as shall be approved by the President or the President's designees, or ordered by the Senate, and no others.
- (9) To be responsible for the acquisition and distribution of all of the property of the Senate.
- (10) To note all questions of order with the decision thereon, collect the same, and append them to the Senate Journal at the close of the session.
- (11) To perform all other clerical duties and functions pertaining to the Office of the Clerk and as the Senate from time to time shall direct. The Clerk shall post the order of business in writing in a conspicuous place each day.

Rule 7. Assistant Clerk

The Assistant Clerk shall assist the Clerk in the performance of all duties and attend to such other duties as may be required when so directed by the President. In the absence of the Clerk, the Assistant Clerk shall perform all duties of the Clerk.

Rule 8. Invocation

Each day's sitting of the Senate shall open with an invocation.

Rule 9. Sergeant-at-Arms

It shall be the duty of the Sergeant-at-Arms to attend the Senate on every day of meeting; to maintain order among those present as spectators; to give notice to the Presiding Officer of the attendance of any person with communications or otherwise; to supervise the distribution of incidentals which require distribution among the members; to supervise, subject to the control of the President, the Senate Messengers; to attend upon committees if so requested; to serve all orders or process as directed by the President or Senate; to make all required arrests of members or other persons, and to retain the same in custody; to have the charge and responsibility for the postal requirements of the Senate; and generally to execute all of the requirements of the President of the Senate.

Rule 10. Assistant Sergeant-at-Arms

The Assistant Sergeant-at-Arms shall assist the Sergeant-at-Arms in the performance of all duties and attend to such duties as may be required when so directed by the President. In the absence of the Sergeant-at-Arms, the Assistant Sergeant-at-Arms shall perform all duties of the Sergeant-at-Arms.

Rule 11. Responsibilities of Officers and Employees

The employees shall perform such duties as may be assigned by the President or prescribed by the Senate.

All officers and employees of the Senate shall be directly answerable to the President, and shall perform all the President's orders and directions, subject to revision by the Senate and subject to confidentiality guided by standards of professional conduct. Employees under the supervision of a Senate member shall be directly answerable to the Senate member.

An oath of office shall be administered to each officer.

Rule 12. Majority and Minority Party Organization and Staff

(1) Members of the majority and minority parties may adopt rules of procedure and administration for their respective caucuses. The rules shall not be inconsistent with the Rules of the Senate, and any such rule of procedure for the caucus shall not be enforceable on the floor of the Senate.

(2) The establishment and staffing of the majority and minority staff offices shall be subject to budgetary constraints in the budget for the Senate that is prepared and administered under Rule 4.

Rule 13. Pay of Members, Officers and Employees

(1) Each member of the Senate, upon being elected or appointed to office, shall receive as compensation such salary as prescribed pursuant to Article III, Section 9, of the State Constitution.

(2) The officers, except the President and Vice-President, and the employees shall receive compensation as the Senate shall fix.

PART II. COMMITTEES**Rule 14. Committees: Types and Composition**

(1) Standing Committees: The membership of each Standing Committee shall be appointed by the President subject to action by the Senate. The respective Chairs and Vice Chairs of each Standing Committee shall be appointed by the President, subject to action by the Senate. The majority and minority parties shall to the extent practicable be represented on all Standing Committees on a proportional basis or on such basis as may be prescribed by the Senate.

(2) Leadership Committees shall include majority and minority members drawn from the ranks of the Senate leadership.

(3) Special Committees shall consist of not less than three members each, unless otherwise ordered by the Senate, include a member or members of the minority party, and upon consultation with the Majority and Minority Leaders, shall be appointed by the President from time to time as occasion requires, to serve until discharged or finally reporting the specific matter referred. The Senate may establish investigative committees pursuant to Chapter 21, Hawaii Revised Statutes; such committees shall have such powers and be bound by such conditions as may be provided by law or by these Rules.

(4) Conference Committees shall consist of not less than three members each and be managed by the Chair of the Standing Committee having primary responsibility of the subject matter to be resolved, unless otherwise ordered by the Senate. The members of the Conference Committee shall be appointed by the President from time to time as occasion requires, to serve until discharged or finally reporting the matter referred. The President may discharge a Conference Committee only upon concurrence with the Majority Leader.

(5) The Committee of the Whole Senate.

Rule 15. Committee Chairs

The first person named on the committee shall be the Chair, and the second member named shall be Vice-Chair. The Chair of committees shall call meetings and preside.

Rule 16. Committees: Control and Excuse from Membership

Committees shall be under the control of and subject to the orders of the Senate, and shall faithfully carry out such orders. Any member may be excused from serving on any committee at the time of appointment, if already a member of four other committees.

Rule 17. Standing Committees

Standing Committees shall be appointed for major subject matter areas at the opening of the session, or as soon thereafter as possible. The Standing Committees and their areas of jurisdiction shall be as follows:

(1) Committee on Business and Economic Development. The purview of this committee includes those programs relating to economic development, and other new industry development; financial and technical assistance to business; and recreation, sports and athletics, state parks and beaches, ocean recreation, and Aloha Stadium.

(2) Committee on Commerce, Consumer Protection and Housing. The purview of this committee includes those programs relating to business regulation, occupational licensing, consumer protection, financial institutions, insurance regulation; public utility regulation; and telecommunications regulation; housing development, the landlord tenant code, condominium property regimes, and leaseholds.

(3) Committee on Education and Military Affairs. The purview of this committee includes those programs relating to early education, public schools, continuing education, and the public libraries; and military and veterans' affairs.

(4) Committee on Energy, Environment, and International Affairs. The purview of this committee includes those programs relating to energy resources; population; and environmental quality control and protection, including litter control, recycling,

wastewater treatment, endangered species, and hazardous waste; and international affairs, international relations, foreign policy issues, and foreign relations.

(5) Committee on Health. The purview of this committee includes those programs relating to general health, maternal and child care, communicable diseases, dental health, medical and hospital services, mental health, mental retardation, and hospitals.

(6) Committee on Higher Education. The purview of this committee includes the University of Hawaii, community college system, private higher education bond financing, and other education matters relevant to higher education.

(7) Committee on Human Services. The purview of this committee includes those programs relating to public assistance, Medquest, youth services, early childhood education and care programs under the Department of Human Services, and vocational rehabilitation; and programs relating to the promotion of the general well-being of Hawaii's youth, families, and elderly population.

(8) Committee on Intergovernmental Affairs. The purview of this committee includes those programs relating to county and federal relations, and matters of concern to the counties.

(9) Committee on Judiciary and Hawaiian Affairs. The purview of this committee includes those programs relating to the courts; crime prevention and control, including juvenile justice matters; criminal code revision; statutory revision; campaign spending and elections; ethics; constitutional matters; the Attorney General, Public Defender and Judiciary; government records and information practices; individual rights and civil liberties; public safety and corrections; and Hawaiian affairs, including the Office of Hawaiian affairs, sovereignty, and Hawaiian homestead lands.

(10) Committee on Labor. The purview of this committee includes programs relating to public officers and employees, labor, employment opportunities and training, labor-management relations, collective bargaining; the public employees retirement system and the Hawaii public employees health fund.

(11) Committee on Media, Arts, Science and Technology. The purview of this committee includes programs relating to film and digital media production; astronomy, biochemistry, biomedicine, biotechnology, and other scientific research and development activities; culture, historic preservation, and the arts; and use of information storage, transmissions, processing, and telecommunications technologies by public agencies and institutions.

(12) Committee on Tourism. The purview of this committee includes those programs relating to tourism, including the Hawaii Convention Center, Hawaii Visitors and Convention Bureau, and the Hawaii Tourism Authority.

(13) Committee on Transportation and Government Operations. The purview of this committee includes those programs relating to air, water, and surface transportation; civil defense; and state government operations policy, including procurement and government efficiency.

(14) Committee on Water, Land, and Agriculture. The purview of this committee includes those programs relating to state planning, urban renewal, community development, land and water use, coastal zone management, land reclamation, fisheries and ocean resources; small boat harbors; agriculture and aquaculture, including mariculture.

(15) Committee on Ways and Means. The purview of this committee includes those programs relating to overall state financing policies, including taxation and other revenues, cash and debt management, and statewide implementation of planning, programming, budgeting, and evaluation; government structure and finance.

Rule 18. Standing Committees: General Responsibility

(1) General Responsibility. On the bills referred to it, the committee shall determine objectives, make program recommendations and, where appropriate, make expenditure recommendations. For those bills which require appropriations, the committee shall make expenditure recommendations consistent with the expenditure allocations established for the bills by the Committee on Ways and Means, which shall make the final recommendation to the Senate.

(2) Subsequent referral committees; prior concurrence. On bills that have been referred to more than one committee, unless otherwise ordered by the Senate, the subsequent referral committee shall make no substantive change, except changes which affect the subject matter over which the subsequent referral committee has primary jurisdiction, without prior written approval of the preceding referral committee chair having primary jurisdiction over the subject matter affected by the change.

Rule 19. Committee on Ways and Means: Special Responsibility

It shall be the duty of the Committee on Ways and Means, in considering the General Appropriations Bill or the Supplemental Appropriations Bill, to determine for each fiscal year of the biennium the appropriate level of total expenditures and the level of expenditures for program areas.

To the extent practicable, the Committee on Ways and Means shall make available to members of the Senate the contents of the General Appropriations Bill or the Supplemental Appropriations Bill during the 48-hour period prior to the passage of such bills on third and final reading.

Concerning all other bills requiring appropriations, it shall be the duty of the Committee on Ways and Means to inform the Standing Committee responsible for the program area to which the appropriation relates of the amount and type of financial resources available, and it shall review the expenditure recommendation of the Standing Committee to determine that the recommendation is consistent with the resources available.

In determining the amount and type of resources available for a bill requiring an appropriation and in reviewing the expenditure recommendation of the Standing Committee, the Committee on Ways and Means shall invite the recommendation of the chair of the Standing Committee responsible for the program area to which the appropriation relates.

Rule 20. Leadership Committees

Leadership Committees, upon consultation and agreement with the Majority and Minority Leaders, may be appointed by the President at the opening of the session, or as soon thereafter as necessary. A leadership Committee on Legislative Management, upon consultation and agreement with the Majority and Minority Leaders, may be appointed by the President to perform the duties and responsibilities of the Committee as may be provided by law, or to make recommendations to the President on issues of Senate policy. Because Leadership Committees have jurisdiction over issues of organizational and institutional interest to the Senate, their membership shall include members drawn from the ranks of the Senate Leadership, thus assuring high-level consideration of these issues.

Rule 21. Meetings of Committees

Meetings, including decision-making sessions, of leadership committees appointed by the President, and Standing Committees shall be public provided that meetings in executive session may be allowed in such exceptional circumstances when committee discussion could unfairly damage the reputation of individuals or where there is a legal question concerning a bill.

Notice of meetings and decision-making sessions shall include the number and title of the bills or resolutions, and brief descriptions and committee referrals of each of the subject matters to be covered, and shall be publicly posted by first referral committees at least 72 hours before their meetings and by subsequent referral committees at least 48 hours before their meetings, no later than 4:00 p.m. on the last work day of the week, provided that these notice requirements may be waived with the approval of the President upon good cause shown. The 72 hour notice requirement is waived for the initial decision-making meeting for short form bills.

No committee shall sit during the time when the Senate is actually in session without first securing the approval of the President, except Conference Committees that may sit at any time.

As practicable, committees shall schedule their meetings at times and at places as are convenient for attendance by the general public, and in coordination with other committees of the House or Senate, shall endeavor to hold joint meetings and public hearings on matters of mutual interest.

The meetings of a Conference Committee shall be conducted as agreed upon by the members of the Conference Committee. Conference Committee meetings and decision-making sessions shall be public. Public notice of Conference Committee meetings shall be given to the extent practicable.

Rule 22. Decision-Making by Committee

(1) The chair of a standing committee may commence a decision-making meeting and open discussion on matters referred to the committee without a quorum; provided that the decision-making by the committee on matters that are referred to it shall be conducted with a quorum of the committee present. A quorum shall be a majority of the membership of the committee.

(2) A favorable vote of a majority of the members present at a decision-making meeting duly constituted with a quorum is required to report a matter out of committee. A member voting "with reservations" shall be counted as a favorable vote.

(3) The presence of a quorum and the final vote of each member who is present at the decision-making meeting of a standing committee shall be recorded by the chair or by a member of the committee designated by the chair. This record shall be attached to and shall be a part of the report of the standing committee.

Rule 23. Public Hearings on Bills

(1) Subject to this rule, the selection and scheduling of a bill for public hearing shall be at the discretion of the chair of the committee having jurisdiction over the bill.

(2) The chair's determination that a bill will have a public hearing shall be final notwithstanding the opposition of a majority of the members of the committee.

(3) At the written request of a majority of the members of the committee, the chair shall schedule a bill for public hearing.

Rule 24. Committee Reports

- (1) The leadership committees as may be appointed by the President and Standing Committees shall report from time to time upon all matters referred to them.
- (2) Special Committees shall report upon matters referred to them within the time permitted in the appointment of the Special Committee unless further time is given by vote of the Senate.
- (3) A Conference Committee shall not report upon the matter referred unless a majority of the members of each house appointed by their respective presiding officer have concurred in the report.

Rule 25. Committees: Factfinding and Content of Reports

- (1) Whenever any matter shall be referred to a committee it shall be the duty of the committee to make diligent inquiry into all of the facts and circumstances connected with the matter. If necessary, witnesses shall be summoned or subpoenaed, and everything shall be done to bring all facts pertaining to the matter before the Senate in accordance with the provisions of Chapter 21 of the Hawaii Revised Statutes. The President may exercise such powers authorized under Chapter 21, relating to the issuance of subpoenas, and the President, committee chair and other duly delegated members of the Senate may exercise such powers authorized under Chapter 21 aforesaid, relating to the administering of oaths, and the compelling of witnesses who have been subpoenaed to testify. All committee meetings held on matters referred to it by the Senate shall be open to the public unless otherwise ordered by the Senate or otherwise provided by these Rules.
- (2) The report of the committee shall state findings of fact and conclusions based thereon, together with a distinct recommendation as to the disposal of that matter.
- (3) A report upon a bill shall state clearly the amendments, if any, proposed. If a substitute bill for one or more referred to the committee shall be reported, such substitute bill shall agree with the subject of the bill or bills referred to the committee.
- (4) The committee shall report whenever a majority of the members present at the decision-making meeting duly constituted with a quorum is in favor of reporting the bill or resolution out of the committee. The report, after being made available, for review by the members of the committee, and after subsequent revisions thereto, if any, shall be the final report of the committee. The final report of the committee shall be attested to by the signature of the chair on behalf of the members of the committee. The action of the committee on the bill or resolution or any amendments thereto, if any, and the final vote of each member of the committee recorded by the chair or the chair's designee at a decision-making meeting shall not be changed in the review of the report, unless the change is made at an open decision-making meeting conducted with a quorum of the committee present. The minority of the members present at any decision-making meeting duly constituted with a quorum may report.

Rule 26. Committee of the Whole

- (1) The Senate from time to time may resolve itself into a Committee of the Whole. Whenever any matter shall be referred to such committee upon the adoption of a motion to that effect, the President shall call some member to take the Chair (unless the Senate shall nominate a chair), which being done, the Senate then shall be in committee.
- (2) The Clerk of the Senate shall act as Clerk of the Committee of the Whole without extra compensation, and shall make a careful record of the proceedings, which shall be filed as one of the records of the Senate.
- (3) The committee, on motion, may rise and ask leave to sit at any future time.
- (4) When a bill shall be referred to the Committee of the Whole, the bill shall be first read throughout by the Clerk, and then again read and debated by sections, leaving the preamble to be the last. All amendments, noting the page and line, shall be duly entered by the Clerk on a separate paper, as the same shall be agreed to by the committee, and so reported. When a bill is ordered into Committee of the Whole, such order may dispense with the reading of the whole bill before considering it section by section.
- (5) In Committee of the Whole, the rules of procedure in the Senate shall be observed except that any member may speak more than once on the same subject, but no person shall speak a second or further time until others desiring to speak shall have had an opportunity, nor shall the motion for the previous question be allowed. A time limit for debate may be fixed by vote.

PART III. SESSIONS; ATTENDANCE; NOMINATIONS**Rule 27. Meetings**

- (1) The Senate shall meet for the transaction of public business every day, except Saturdays, Sundays, legal holidays and such other days as the Senate shall designate by motion or resolution duly adopted and entered in the Journal.
- (2) The regular hour of meetings of the Senate is established at eleven-thirty o'clock a.m. but the hour of meeting, recess and adjournment for any day may be such as the Senate, by motion, shall decide from time to time.

Rule 28. Attendance

No member shall be absent from the sessions of the Senate unless given leave by the President or unless the member is sick and unable to attend.

Rule 29. Extension of Session

Two-thirds of the members to which the Senate is entitled, two-thirds of the House of Representatives concurring, may petition the President of the Senate and the Speaker of the House to extend any session of the Legislature. The petition shall read:

“To the President of the Senate and the Speaker of the House of Representatives

Your petitioners, members of the Senate and of the _____ Legislature of the State of Hawaii, respectfully request an extension of _____ days of the _____ session of _____ of the _____ Legislature of the State of Hawaii.”

The petition shall be in writing, above the signatures of the members.

When the President of the Senate receives such a petition, and it is properly signed by two-thirds of the members to which each house is entitled, the President and the Speaker of the House of Representatives shall jointly issue a proclamation extending the session for the number of days sought in the petition.

Rule 30. Recessed Session

Any session of the Legislature may be recessed by concurrent resolution adopted by a majority of the members to which each house is entitled. Each regular session shall be recessed pursuant to Article III, Section 10, of the Constitution for not less than five days at some period between the twentieth and fortieth days of the regular session.

Rule 31. Special Sessions

(1) Two-thirds of the members to which the Senate is entitled, two-thirds of the House of Representatives concurring, may petition the President of the Senate and the Speaker of the House to call a special session of the Legislature. The petition shall read:

“To the President of the Senate and the Speaker of the House of Representatives

Your petitioners, members of the Senate and of the House of Representatives of the _____ Legislature of the State of Hawaii, respectfully request that a special session of the _____ Legislature of the State of Hawaii be convened at _____.”

The petition shall be in writing, above the signatures of the members.

When the President of the Senate receives such a petition, and it is properly signed by two-thirds of the members to which each house is entitled, the President of the Senate and the Speaker of the House of Representatives shall jointly issue a proclamation convening the Legislature in special session at the time and place sought in the petition.

(2) Two-thirds of the members to which the Senate is entitled may petition the President of the Senate to call a special session of the Senate for the purpose of carrying out the Senate’s responsibilities under Article VI, Section 3, of the Constitution. The petition shall read:

“To the President of the Senate

Your petitioners, members of the Senate of the _____ Legislature of the State of Hawaii, respectfully request that a special session of the Senate of the State of Hawaii be convened at _____.”
The petition shall be in writing, above the signatures of the members.

When the President of the Senate receives such a petition, and it is properly signed by two-thirds of the members to which the Senate is entitled, the President of the Senate shall issue a proclamation convening the Senate in special session at the time and place sought in the petition.

Rule 32. Adjournments

Meetings may be adjourned at any time. Unless otherwise specified in the motion, every adjournment shall be considered as being to the established hour of meeting on the following business day; but no adjournment shall be for more than three days, or sine die, without the consent of the House of Representatives. .

Rule 33. Motion to Adjourn

A motion to adjourn is always in order, and shall be decided without debate. One motion to adjourn shall not follow another without intervening business.

Rule 34. Quorum

For the transaction of business, a majority of the number of members to which the Senate is entitled shall constitute a quorum, of which quorum a majority vote shall suffice, but the final passage of a bill shall require the vote of the majority of the members of the Senate. A smaller number than a quorum may adjourn from day to day and compel the attendance of absent members. For the purpose of compelling the attendance of absent members, a majority of the members present, by resolution, may direct the Sergeant-at-Arms to place the members who are absent under arrest and return them to the Senate. Any warrant pursuant to such a resolution shall be issued in the name of the Senate and shall be signed by the member then presiding. For the purpose of ascertaining whether there is a quorum present, the President shall count the members present.

Rule 35. Executive Session

(1) If the Senate considers it necessary to act confidentially upon any communication from the Governor or upon any nomination or other matter, it may go into executive session.

(2) When any member desires to make known any matter to the Senate which the member deems should be confidential and private, the member shall communicate that desire to the President who shall decide whether the Senate shall go into executive session. The Senate may decide whether the matter communicated shall be kept secret.

Rule 36. Clearing of the Senate

(1) When acting upon confidential business in executive session, the Senate Chambers shall be cleared of all persons except the members of the Senate and such other persons as the presiding officer with the consent of the Senate shall deem necessary.

(2) The members, officers and employees shall keep the secrets of the Senate and any other person whose presence is permitted in executive session shall be sworn to secrecy.

(3) All confidential communications made to the Senate, and remarks, votes and proceedings thereon, shall be kept strictly secret by the members, officers and employees, as well as by such other persons as have been detained or permitted to attend upon the consideration of such matters, until the Senate, by resolution, takes off such seal of secrecy, or unless such matter be later considered in open session.

Rule 37. Nominations; Appointments

(1) Nominations made by the Governor and removal of the chief legal officer of the State which require the advice and consent of the Senate, and appointments which require the confirmation or consent of the Senate shall be referred to the standing committee having jurisdiction within five legislative days of receipt of the nomination or appointment. The standing committee to which a nomination, removal of the chief legal officer or appointment is referred, shall report to the Senate with a recommendation to advise and consent, confirm, or reject on or before the fifty-ninth day of the session.

(2) Except for the appointment of a justice or judge, a nomination or appointment made by the Governor which is received by the Senate after the fifty-first day of the session of the Legislature shall be returned to the Governor without action, unless a confirmation or consent is required to further a public purpose which cannot be satisfied by an interim appointment. Notice of this rule shall be given to the Governor not later than the twentieth day of the session of the Legislature.

(3) The final question on nominations made by the Governor shall be: "Will the Senate advise and consent to this nomination?"

(4) The final question on the removal of the chief legal officer of the State shall be: "Will the Senate advise and consent to the removal of the chief legal officer of the State?"

(5) The final question on appointments made by the Governor which require the confirmation or consent of the Senate shall be: "Will the Senate confirm (or consent) to this appointment?"

(6) The final question on nominations, removal of the chief legal officer or on appointments shall not be put sooner than twenty-four hours from the time when the nomination or appointment is received, nor on the day in which it may be reported by a committee, unless by unanimous consent.

(7) Public hearings shall be held for all nominees, for the removal of the chief legal officer of the State, and for all appointees prior to confirmation or consent by the Senate.

(8) Consent to the appointment of justices and judges shall be pursuant to Article VI, Section 3, of the State Constitution.

Rule 38. Meeting at Place Other than Capitol

Whenever, for any reason, the Governor shall convene the Senate at any place other than the Capitol, it shall attend together with all of its officers at the time and place ordered.

PART IV. ORDER OF BUSINESS**Rule 39. Order of Business: General**

After invocation, roll call and the reading of the Journal, the President shall call for business in the following order:

- (1) Messages from the Governor.
- (2) Reports and communications from the state officers.
- (3) Communications, bills, resolutions and other matters from the House of Representatives.
- (4) Concurrent and senate resolutions and introduction of bills.
- (5) Reports of Conference and Joint Committees.
- (6) Reports of the Leadership Committee on Legislative Management.
- (7) Reports of Standing Committees.
- (8) Reports of other Leadership Committees.
- (9) Unfinished business, upon which the Senate was engaged at the time of its last adjournment.
- (10) The Order of the Day.
- (11) Miscellaneous communications.
- (12) Any miscellaneous business on the President's table.

Rule 40. Order of Business: Special

The Senate, by previous motion, may direct that any matter named shall be made a special order of business and that such special order shall take precedence of all business after the fourth order, or that it shall take any other position lower down on the calendar.

Rule 41. Order of Business: Committee Reports and Gubernatorial Messages

Reports from Conference or Joint Committees, and from Leadership Committee on Legislative Management, shall be in order at all times after the second order of business, and, upon motion, messages from the Governor or from the House of Representatives may be received at any time. Without unanimous consent, however, such messages or reports shall not be in order for discussion when received, but shall be placed on the calendar as unfinished business.

Rule 42. Order of Business: Order of the Day

After the first seven orders of business set forth in Rule 38, it shall be in order, pending consideration thereof, to move that the Senate proceed to dispose of the unfinished business or to the Order of the Day. If such motion be decided in the affirmative, such consideration shall immediately be taken up.

Rule 43. Order of Business: Unfinished Business

The unfinished business in which the Senate was engaged at the time of the last adjournment shall have the preference in the Order of the Day. Until the former is disposed of, no motion for any other business shall be received without special leave of the Senate.

Rule 44. Order of Business: Questions on Priority

All questions relating to the priority of business to be acted upon shall be decided without debate.

PART V. BILLS**Rule 45. Bills: Introduction**

Any bill may be introduced on the report of the committee or by any member, except appropriation bills subject to the next paragraph, and except short form bills which may only be introduced by the majority leaders or the minority leader after appropriate consultation with committee chairs and other members of the Senate.

The Executive Budget, Judiciary Budget, Legislative Budget, General Appropriations Bill, Supplemental Appropriations Bill, Office of Hawaiian Affairs Budget, and bills for criminal injuries compensation, for claims against the State and for funding of collective bargaining agreements may be introduced only by the President. Each member may introduce only one bill appropriating money for capital improvements projects in the member's district. The majority leaders and the minority leader shall develop a policy governing introduction by individual members of bills intended to appropriate money or to authorize the issuance of state bonds.

Bills, which shall carry over from a regular session in an odd-numbered year to the next regular session, shall retain the numbers assigned to them. The Clerk shall keep a record of the status of all bills in possession of the Senate at the end of the odd-numbered year session and shall publish the record of the status of all such bills prior to the convening of the next regular session.

Every bill introduced or reported out of any committee, which amends an existing section or subsection of the Hawaii Revised Statutes or Session Laws of Hawaii, shall set forth the section or subsection in full, and the matter to be deleted shall be enclosed in brackets and stricken and any new matter added to the section or subsection shall be underscored. However, a Supplemental Appropriations Bill need not conform to this rule, nor an amending bill where the intent and effect of the amending bill can be clearly identified and understood without repeating the entire section or subsection, in which case only the paragraphs, subparagraphs, clauses or items to be amended need be set forth as the President may allow. The President may allow additional exceptions to this rule.

Rule 46. Bills: Referral to Committee

(1) Upon introduction, all bills shall be numbered by the Clerk in numerical sequence, shall bear an identification as a Senate Bill, and shall pass first reading.

(2) The majority staff office shall make recommendations to the majority leadership on the referral of each such bill to appropriate Leadership or Standing Committees.

(3) Each such bill shall be referred by members of the majority leadership appointed by the President, to one or more appropriate Leadership or Standing Committees for consideration.

(4) Any referral may be reconsidered by the President upon written request of any chair who is aggrieved by the referral made within forty-eight hours of the referral. The President shall decide the request for reconsideration within a reasonable time, which decision shall be final. No request for reconsideration shall be considered if the timing of the request would have the effect of killing a bill or resolution.

(5) Each Leadership and Standing Committee shall consider the bills and other matters referred to it as expeditiously as may be possible.

Rule 47. Bills: Required Readings

No bill shall pass the Senate unless it shall have passed three readings in the Senate on separate days. The President shall give notice in each instance whether it be the first, second or third reading.

Rule 48. Bills: First Reading

(1) The first reading of a bill shall be for information. If opposition be made to it, the question shall be: "Shall this bill be rejected?" which question may be debated. But no one shall speak more than once upon such question, except the introducer of the bill, who may close the debate.

(2) If the question to reject be negative, the bill shall go to its second reading without question.

Rule 49. Bills: Second Reading

A bill upon its second reading may be read by its title only. It then shall be subject to a motion to commit. If it is not referred to a Leadership Committee, Standing Committee, or Special Committee, but is ordered to be considered in Committee of the Whole, a day for such consideration shall be determined by the chair of such committee. When the bill is reported from committee it shall take its place in the order of business for future consideration.

Rule 50. Bills: Third Reading

(1) No bill shall pass third or final reading in the Senate unless printed copies of the bill in the form to be passed have been made available to the members of the Senate for at least 48 hours. Form to be passed means the form in which a bill is to be (a) passed on third reading in the Senate, (b) concurred to by the Senate after amendments have been made by the House, or (c) passed by the Senate after a Conference Committee has agreed upon it.

(2) A bill on its third or final reading may be read by its title only, and the President then shall ask the Senate: "Shall this bill pass its third reading?" or "Shall this bill pass its final reading?" as the case may be. Upon the final passage of any bill, the Ayes and Noes shall be called. Such passage shall require the affirmative vote of a majority of all the members of the Senate and the Ayes and Noes shall be entered on the Journal.

(3) All bills, except on first reading, shall be printed by title on the Order of the Day before consideration by the members unless waived by the President.

Rule 51. Bills: Property of Senate

All bills introduced in the Senate shall be deemed the property of the Senate and under its control unless they shall become law, subject however to the right of the House of Representatives to amend or to refuse to agree with the bills.

Any bill pending at the final adjournment of a regular session in an odd-numbered year shall carry over with the same status to the next regular session; provided that if such bill shall have passed third reading in the Senate in an odd-numbered session, it shall pass at least one reading in the Senate in the next regular session upon its return to the Senate from the House.

Rule 52. Bills: Recall from Committee

Twenty days after a bill has been referred to a committee, the same may be recalled from such committee by the affirmative vote of one-third of the members of the Senate.

Rule 53. Matters Tabled

When a bill or resolution or other matter has been laid upon the table, it shall not thereafter be taken from the table and be considered or restored to a place upon the calendar of the Senate without the consent of a majority.

Rule 54. Bills: Amendments

(1) All amendments proposed to any bill shall be in writing, unless otherwise ordered by the Senate, and shall be sent to the Clerk's desk to be filed with the bill.

(2) No floor amendment to a bill shall be voted upon unless a copy of the amendment, together with a copy of the complete bill in a form that incorporates the floor amendment, shall have been presented to the Clerk no later than 2 hours prior to the scheduled convening time of the session on the day of the session at which the amendment is to be offered. The Clerk shall prepare and distribute copies of the floor amendment to each member of the Senate present.

(3) A floor amendment shall be deemed pending only after its proponent has been recognized by the President and its adoption has been properly moved and seconded.

(4) A floor amendment that relates to a different subject, is intended to accomplish a different purpose, incorporates any other bill pending before the Senate, or would alter the nature of the bill as reported, is not germane and shall not be considered by the Senate.

(5) An amendment to a floor amendment that is not germane to both the floor amendment and the bill as reported shall not be considered by the Senate.

Rule 55. Bills: Certification

When a bill is passed it shall be certified by the Clerk who shall note the day of its passage in the journal along with a record of the ayes and noes.

Rule 56. Bills: Received from House of Representatives

Whenever a House bill which has passed Third Reading in the House of Representatives shall be certified to the Senate for its action, such bill shall be read three times before final passage, in accordance with the provision of the rules for the passage of bills introduced in the Senate.

Rule 57. Bills: Transmittal to House of Representatives

When a bill originating in the Senate shall have passed its third reading, or when a bill originating in the House which has been received from the House shall have been amended, or when a carry-over bill from an odd-numbered year originating in the House passes its third reading in the Senate in an even-numbered year session, such bill or such amended bill shall immediately be certified by the President and Clerk and sent to the House of Representatives for its consideration.

Rule 58. Bills: Correction of Errors

When a bill has passed both the Senate and the House of Representatives and an error in it is discovered prior to its having received the approval of the Governor, the bill may be returned by Concurrent Resolution to the house last considering the bill for proper correction.

Rule 59. Bills: Order of Consideration

(1) The Clerk shall send bills that have passed first reading to be printed immediately. When they have been printed and circulated to the members of the Senate, the Majority Leadership, appointed by the President, shall refer them to the various committees. When the committees have considered them and reported on them, the committees shall return them to the Clerk, and the Clerk shall place them in the Second Reading File. The Senate shall consider them in the order in which they appear in the Second Reading File.

(2) The Clerk shall arrange bills that have passed second reading in the order of their passage on second reading, regardless of the date of their reference to committee or the date of the committee report on them. The Clerk shall place them on the Third Reading File in the order in which they passed second reading and the Senate shall consider them on third reading in that same order. However, if the third reading of a bill is set for some particular date, that bill shall be removed from the Third Reading File.

Rule 60. Bills: Special Order of Consideration

All bills and other matters set for consideration on particular dates, shall be arranged in the order of the several votes making such assignments. A list shall be made of such special orders, and when the time for consideration arrives, such bills and other matters shall be considered in the order of assignment. If an adjournment shall be had before all of such special orders are disposed of, the remainder shall go over and come under the head of unfinished business on the following day, unless otherwise ordered.

PART VI. RESOLUTIONS; MOTIONS**Rule 61. Resolutions and Motions: Form**

All resolutions shall be typewritten, dated and signed by the introducer, otherwise they shall not be considered. The Senate shall not introduce any congratulatory, commemorative or memorial resolution but shall express the sentiment contained in such resolutions by means of a suitable certificate. Motions and amendments may be verbal but shall be reduced to writing if requested by the President, and shall be read from the desk if so ordered.

Rule 62. Motions: Disposition

After a motion is stated or read by the President, it shall be deemed to be in the possession of the Senate, and shall be disposed of by vote of the Senate; however, it may be withdrawn by the mover at any time before an amendment has been adopted or before the decision on the motion if not amended.

Rule 63. Motions Applicable to Pending Matters

Whenever any bill or resolution or other matter shall be under discussion, the only motions relative thereto shall be:

- (1) To lay upon the table,
- (2) To postpone to a certain time,
- (3) To postpone indefinitely,
- (4) To commit or recommit, and
- (5) To amend, which motions shall have precedence in the order named.

The first two motions shall be decided without debate and shall be put as soon as made.

When any of the motions shall be decided in the negative, they shall not be revived the same day relative to the main question under discussion. If all are negative as aforesaid, the only remaining question shall be as to the adoption of the bill, resolution or other main question.

Rule 64. Matters Postponed Indefinitely

When a question is postponed indefinitely, the question shall not be acted upon again during the session in which it was introduced.

Rule 65. Motion for Previous Question

The object of the motion for the previous question is to cut off debate. It shall always be in order. It shall require a three-fifths vote to carry it.

Whenever the motion shall be carried, the author of the resolution or introducer of the bill under discussion shall be permitted to close the debate, after which the main question, subject to Rule 63, shall be put. The author or introducer may delegate to another such right to close.

Rule 66. Motion for Reconsideration

(1) When a motion has been once made and carried in the affirmative or negative, it shall not be in order for any member who voted on the side that did not prevail to move for a reconsideration thereof; but any member who voted on the prevailing side may move to reconsider it on the same or the succeeding day of session, or, with the consent of the Senate, on any subsequent day and such motion shall take precedence of all other questions, except a motion to adjourn.

(2) When a motion for reconsideration has been decided by vote, that vote shall not be reconsidered.

(3) When a bill or resolution or other matter upon which a vote has been taken shall have gone out of the possession of the Senate, and shall have been transmitted to the House of Representatives, a motion to reconsider shall be deemed to include a request to the House to return the same. If not complied with by the House, then the vote on the motion to reconsider shall be set aside. If such motion shall pass, the Clerk shall promptly communicate to the House the request for return of the matter to be reconsidered.

PART VII. PETITIONS AND COMMUNICATIONS**Rule 67. Petitions, Memorials, and Miscellaneous Communications**

(1) Any person may petition the Senate. Petitions and other memorials, except as provided in Rule 61, shall be in writing, signed by the petitioners.

(2) All petitions, memorials and other papers addressed to the Senate or to the President and members shall be presented to the Senate by the Clerk.

(3) A brief statement of the contents of such petitions, memorials or other papers shall be made orally by the Clerk.

(4) Every such petition, memorial or other paper shall be ordered filed or referred to a committee, as of course, by the President, unless such action is objected to by a member at the time such petition, memorial or other paper is presented.

(5) No such petition, memorial or other paper shall be debated on the day it is presented, except with the consent of the Senate.

PART VIII. ORDER; DEBATE; VOTING**Rule 68. Questions of Order**

(1) A question of order may be raised at any stage of the proceedings, except during the calling of the roll when the Ayes and Noes are called for. Unless submitted to the Senate, such questions shall be decided without debate by the presiding officer, subject to an appeal to the Senate. Laying such appeal on the table shall be held as sustaining the ruling of the presiding officer.

(2) Any question of order may be submitted to the Senate for its decision.

Rule 69. Debate: General Limitation

No member shall speak more than twice, unless such member be the mover of the matter pending, in which case such member shall not be permitted to speak in reply until every member choosing to speak shall have spoken.

Rule 70. Voting: Methods

There shall be five methods of ascertaining the decision of the Senate upon any matter.

(1) First, by voice; Second, by raising of hands; Third, by rising; Fourth, by call of the roll of the members and a record of the Clerk of the vote of each; and Fifth, by unanimous consent.

(2) Whenever the Senate is ready to vote on any question, the President shall rise, and after stating the question, shall request all those in favor of the affirmative of the question to vote "Aye." The President then shall call upon all voting in the negative of the question to vote "No." The President then shall announce the result to the Senate.

(3) If any member shall doubt the result, as announced, the President again shall state the question and call upon the members to vote either by rising in their places, and they shall remain standing until counted, or by raising their hands and the result again shall be announced.

(4) The President shall, when one-fifth of the members present so request, and may, when one member so requests, allow a roll-call vote. Clerk shall call the roll of the members of the Senate. Each member, when called, shall vote in a clear loud voice, "Aye," if voting in the affirmative, or "No," if voting in the negative. The Clerk shall record each vote and such record shall become a part of the Journal of the Senate. The President shall announce the results as above set forth.

(5) With the unanimous consent of the Senate, the President may direct the Clerk to record an "Aye" vote for each member of the Senate. If there is no objection, the Clerk shall so record the vote. If there is objection, the President shall ask for the names of the members voting "No" and order the Clerk to record no votes for them.

Rule 71. Voting: Rights of Members

(1) No member, on any account, shall refrain from voting unless excused by the President. A member voting "with reservations" shall be counted as a favorable vote. A member may vote "Kanalua" the first time the member's name is called by the Clerk on any vote, but if the member votes "Kanalua" on the next call of the member's name, the member's vote shall be recorded as "Aye."

(2) The President may excuse a member who has a monetary interest in the question, or whose right to a seat in the Senate will be affected by the question, or whose official conduct is involved in the question. If a member thinks there may be a personal interest in the question, the member shall rise and disclose the interest to the President. The President then shall rule whether the member has a conflict of interest. If so, the member shall be excused from voting.

(3) Whenever the Ayes and Noes are called, no one, without unanimous consent, shall be permitted to explain a vote.

(4) After the announcement by the President of the result, no one shall be allowed to vote or to change a vote.

PART IX. DECORUM; DISCLOSURES; PEER REVIEW; PUNISHMENT**Rule 72. Misconduct; Procedure; Peer Review**

No member of the Senate shall be subject to a charge for misconduct, disorderly behavior, or neglect of duty unless the person making the charge shall have first given notice of the charge to the President and to the member being charged.

Upon receipt of the charge, the President shall attempt to resolve the matter in an administrative proceeding. If the matter cannot be resolved administratively, the President may appoint a Special Committee to be chaired by the Vice-President or such other member as the President may designate to investigate, hear and report upon the conduct of the member charged for misconduct, disorderly behavior or neglect of duty. Any member so charged shall be informed in writing of the specific charge or charges made against the member and have opportunity to present evidence and be heard in the member's own defense before the Special Committee. Following its investigation and hearing, the Special Committee shall file its report with the President setting forth its findings and recommendations.

If the committee recommends dismissal of the charge or charges, the President may dismiss the charges without further hearing, or the President may present the report of the committee to the Senate for its consideration. The Senate, by a majority vote, may dismiss the charge or charges against the member without a hearing.

If there is no dismissal of the charge or charges, or if the committee recommends censure, suspension or expulsion, the President shall present the report of the committee to the Senate for its consideration and decision. The member who is charged, shall be informed in writing of the presentation of the charge or charges of the committee report to the Senate and be given an opportunity to be heard in the member's own defense. The Senate, by a majority vote, may dismiss the charge or charges without a hearing, or with notice and an opportunity to be heard in the member's own defense, censure a member or, upon a two-thirds vote of all the members of the Senate, suspend or expel a member.

At any stage of the charge against a member, the member shall have a right to be represented by a person or persons of the member's own choosing.

Rule 73. Decorum: Transgression of Rules

If any member transgresses the rules of the Senate, the President, or any member, may call such member to order, and, when so called to order, the member immediately shall sit down. The President then shall decide the question of order without debate, subject to an appeal to the Senate.

The President may call for the sense of the Senate on any question of order.

Rule 74. Decorum: Address

When any member is about to speak, such member shall rise from the member's seat and address all remarks to the President. While speaking, the member shall confine all remarks to the question under debate, shall refer to other Senators by title only (e.g., "Senator from the _____ District"; "The Chair of the Committee on _____"; "The Majority Leader,") and not by name and shall avoid personalities.

Rule 75. Decorum: Person Called to Order While Speaking

Whenever any person shall be called to order while speaking, such person shall be deemed to be in possession of the floor when the question of order is decided and may proceed with the matter under discussion.

Rule 76. Decorum: Presence in Senate

No person shall sit at the desk of the President or Clerk, except by permission of the President, nor shall any person, other than a member, officer or permitted employee or person, sit in the main Senate floor area during any of the sessions of the Senate.

Rule 77. Decorum: Conduct in Session

When the President is putting any question or addressing the Senate, no one shall walk out of the room or across the floor. When a member is speaking, no one shall entertain a private discourse, nor shall anyone pass between the member speaking and the Chair.

No one shall cause any annoyance or disturbance on the Senate floor by use of sound-emitting electronic devices such as cell phones or pagers.

Rule 78. Decorum: Disorderly Conduct in Session

If, during any session of the Senate, any member should behave in a disorderly manner the President shall order the member to be seated and preserve the peace. If such member then shall persist in disorderly conduct, the President shall order the Sergeant-at-Arms to remove the member from the Senate and the member shall not be permitted to take a seat during the remainder of that day's session, except upon satisfactory pledge given to the Senate for future good behavior.

For the punishment of any person not a member, the provisions of Article III, Section 18 of the Constitution shall govern.

Rule 79. Decorum: Recording of Debate Called to Order

If any Senator is called to order for words spoken in debate, upon the member's demand or on that of any other Senator, the words objected to shall be taken down in writing and noted by the Clerk, and, if required, shall be read for the information of the Senate.

Rule 80. Decorum: Smoking

No member or other officer shall smoke within the Senate Chamber during any of the meetings of the Senate.

Rule 81. Decorum: Solicitation Prohibited

An officer or employee of the Senate shall not solicit subscriptions, for any purpose, from any other officer or employee thereof, nor from any Senator. Nor shall any person be permitted to solicit or receive subscriptions or contributions for any purpose on the floor or in the lobby of the Senate or in any Senate office.

Rule 82. Disclosures

Each member shall file with the Ethics Commission of the State of Hawaii, a disclosure of the member's private financial interests, as prescribed by law. Each member shall file with the Ethics Commission any change in such financial interests.

If a legislative matter which affects a member's interests arises before the member has made a disclosure to the Ethics Commission, the member shall disclose orally such interest to the Senate before voting. The member then shall immediately make the written disclosure required by law and the Rules of the Senate.

Any member who has filed a disclosure as required by this Rule need not make a further oral disclosure on the Senate floor of any interest so filed.

Rule 83. Violating Confidence

If any matter covered in Rule 35 or 36 shall be disclosed by any Senator, the Senator shall be liable to censure, or, by a two-thirds vote, to suspension or expulsion from the Senate. If an officer or other person authorized to hear such matter shall disclose the matter, such officer shall be dismissed and such other person shall be liable to punishment for contempt comparable to the punishment provided for by Article III, Section 18 of the Constitution and in the manner as therein prescribed.

PART X. QUESTIONS TO STATE OFFICERS**Rule 84. Questions to State Officers**

Any member of the Senate may ask any question of any state officer relating to the officer's respective department by reducing such questions to writing, over the member's signature, reading the same before the Senate, and furnishing the officer with a copy of such written question. Any officer questioned shall reply to such question upon the following day, unless the Senate shall grant a definite extension of time for replying.

PART XI. AMENDMENT, SUSPENSION AND INTERPRETATION OF RULES**Rule 85. Amendments; Suspension; Violations**

(1) No rule of the Senate shall be amended or rescinded nor shall any new rule be adopted, without one day's notice of such change. Any such action shall require a majority vote of the members of the Senate.

(2) Any rule may be suspended for a particular purpose upon a majority vote of the members of the Senate.

(3) Any violation of these Rules shall be referred to the President for appropriate action.

Rule 86. Parliamentary Procedure

Mason's Manual of Legislative Procedures, 2000 edition, where not inconsistent with the Rules and practices of the Senate, shall govern.