

HOUSE OF REPRESENTATIVES  
STATE OF HAWAII  
TWENTY-FIFTH STATE LEGISLATURE  
REGULAR SESSION, 2009

March 6, 2009

25<sup>th</sup> Day

ORDER OF BUSINESS

Invocation - Mr. Richard "Klunx" Ah Lee Sam, III

1. Roll Call
2. Reading of the Journal
3. Messages from the Governor

Received message number 257.

4. Senate Communications

Received communication returning House Concurrent Resolution No. 85, H.D. 1, having been adopted in the Senate.

Received communications transmitting the following Senate Bills, all having passed Third Reading in the Senate:

S.B. No. 113  
S.B. No. 384

S.B. No. 673  
S.B. No. 1055

ORDER OF THE DAY

5. Unfinished Business

ECONOMIC REVITALIZATION, BUSINESS, & MILITARY AFFAIRS

[H.B. No. 1503, H.D. 1](#)

RELATING TO LIMITED LIABILITY  
COMPANIES.  
(Limited Liability Company; Patents)

PASS THIRD READING

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## 6. Reports of Standing Committees

ENERGY & ENVIRONMENTAL PROTECTION

Stand. Comm. Rep. No. 701

H.B. No. 245, H.D. 1

(48-Hour Notice)

RELATING TO RENEWABLE ENERGY FACILITIES.

(Renewable Energy Facilities; Conservation and Agricultural Districts; Special Management Areas)

AS AMENDED, PASS THIRD READINGENERGY & ENVIRONMENTAL PROTECTION/WATER, LAND, & OCEAN RESOURCES

Stand. Comm. Rep. No. 702

H.B. No. 1351, H.D. 2

(48-Hour Notice)

RELATING TO PRIVATE AGRICULTURAL PARKS.

(Agriculture; Private Agricultural Parks)

AS AMENDED, PASS THIRD READINGJUDICIARY

Stand. Comm. Rep. No. 703

H.B. No. 366, H.D. 2

(48-Hour Notice)

RELATING TO MANTA RAYS.

(Manta Rays; Poaching and Commercial Fishing Prohibited)

AS AMENDED, PASS THIRD READING

Stand. Comm. Rep. No. 704

H.B. No. 874, H.D. 2

(48-Hour Notice)

RELATING TO RESIDENTIAL REAL PROPERTY.

(Residential Real Property; Prohibition on Transfer Fees)

AS AMENDED, PASS THIRD READING

Stand. Comm. Rep. No. 705

H.B. No. 1414, H.D. 1

(48-Hour Notice)

RELATING TO METAL.

(Metal; Beer Kegs; Copper; Scrap Dealer; Theft)

AS AMENDED, PASS THIRD READING

JUDICIARY

Stand. Comm. Rep. No. 706

(48-Hour Notice)

H.B. No. 1537, H.D. 1

RELATING TO AUTOMATED EXTERNAL  
DEFIBRILLATORS.(Automated External Defibrillator Training;  
Immunity from Civil Liability)AS AMENDED, PASS THIRD READING

Stand. Comm. Rep. No. 707

(48-Hour Notice)

H.B. No. 1040, H.D. 1

RELATING TO TORT LIABILITY.

(Tort Liability; Lifeguards; Public Lands)

AS AMENDED, PASS THIRD READING

Stand. Comm. Rep. No. 708

(48-Hour Notice)

H.B. No. 1316, H.D. 2

RELATING TO TORTS.

(Joint and Several Liability; Design Professionals)

AS AMENDED, PASS THIRD READINGWATER, LAND, & OCEAN RESOURCES

Stand. Comm. Rep. No. 709

(48-Hour Notice)

H.B. No. 865, H.D. 1

RELATING TO TRANSPORTATION.

(Highways; Counties)

AS AMENDED, PASS THIRD READINGCONSUMER PROTECTION & COMMERCE/JUDICIARY

Stand. Comm. Rep. No. 710

(48-Hour Notice)

H.B. No. 1611, H.D. 2

RELATING TO LABELING OF MEAT AND FISH  
PRODUCTS.

(Fish; Meat; Labeling)

AS AMENDED, PASS THIRD READING

CONSUMER PROTECTION & COMMERCE/JUDICIARY

Stand. Comm. Rep. No. 711

H.B. No. 812, H.D. 2

(48-Hour Notice)

RELATING TO DOMESTIC VIOLENCE.  
(Landlord-Tenant; Domestic Violence Victims;  
Cancellation of Lease)

AS AMENDED, PASS THIRD READING

Stand. Comm. Rep. No. 712

H.B. No. 1696, H.D. 2

(48-Hour Notice)

RELATING TO MOTOR VEHICLE RENTAL  
INDUSTRY.  
(Motor Vehicle Rental Industry)

AS AMENDED, PASS THIRD READING

CONSUMER PROTECTION & COMMERCE

Stand. Comm. Rep. No. 713

H.B. No. 197, H.D. 1

(48-Hour Notice)

RELATING TO CONDOMINIUMS.  
(Condominiums; Solar Energy; Wind Energy)

AS AMENDED, PASS THIRD READING

Stand. Comm. Rep. No. 714

H.B. No. 244, H.D. 1

(48-Hour Notice)

RELATING TO PUBLIC UTILITIES.  
(Public Utilities; Rates; Agriculture)

AS AMENDED, PASS THIRD READING

Stand. Comm. Rep. No. 715

H.B. No. 591, H.D. 1

(48-Hour Notice)

RELATING TO PUBLIC UTILITIES.  
(Renewable Energy; Agricultural Activities;  
Preferential Rates)

AS AMENDED, PASS THIRD READING

CONSUMER PROTECTION & COMMERCE

Stand. Comm. Rep. No. 716

H.B. No. 267, H.D. 2

(48-Hour Notice)

RELATING TO THE MOTOR VEHICLE RENTAL INDUSTRY.  
(Motor Vehicle Rental Industry; Interisland Transport)

AS AMENDED, PASS THIRD READING

AGRICULTURE

Stand. Comm. Rep. No. 717

H.B. No. 1663, H.D. 1

(48-Hour Notice)

RELATING TO TARO SECURITY.  
(Genetically Modified Taro; Prohibition)

AS AMENDED, PASS THIRD READING

ECONOMIC REVITALIZATION, BUSINESS, & MILITARY AFFAIRS

Stand. Comm. Rep. No. 718

H.B. No. 319, H.D. 1

(48-Hour Notice)

RELATING TO FAMILY LEAVE.  
(Family Leave; Notification of Benefits)

AS AMENDED, PASS THIRD READING

Stand. Comm. Rep. No. 719

H.B. No. 1272, H.D. 1

(48-Hour Notice)

RELATING TO ELECTRONIC WASTE RECYCLING.  
(Electronic Waste Recycling)

AS AMENDED, PASS THIRD READING

JUDICIARY

Stand. Comm. Rep. No. 720

H.B. No. 1422, H.D. 1

(48-Hour Notice)

RELATING TO ABANDONED VEHICLES.  
(Abandoned Vehicles; Private Roads; Counties)

AS AMENDED, PASS THIRD READING

JUDICIARY

Stand. Comm. Rep. No. 721

(48-Hour Notice)

H.B. No. 869, H.D. 1

RELATING TO RENTAL MOTOR VEHICLES.  
(Traffic Infractions; Rental Motor Vehicles)

AS AMENDED, PASS THIRD READING

Stand. Comm. Rep. No. 722

(48-Hour Notice)

H.B. No. 1593, H.D. 1

RELATING TO REAL PROPERTY.  
(Leasehold; Commercial and industrial property;  
Agricultural Lands)

AS AMENDED, PASS THIRD READING

Stand. Comm. Rep. No. 723

(48-Hour Notice)

H.B. No. 1784, H.D. 2

RELATING TO MEDICAL TORTS.  
(Medical Tort Claims)

AS AMENDED, PASS THIRD READING

ECONOMIC REVITALIZATION, BUSINESS, & MILITARY AFFAIRS

Stand. Comm. Rep. No. 724

H.B. No. 632, H.D. 1

RELATING TO POLICY ADVISORY BOARD ON  
VETERANS' SERVICES.  
(Policy Advisory Board on Veterans' Services)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

FINANCE

Stand. Comm. Rep. No. 725

H.B. No. 35, H.D. 1

RELATING TO INCOME TAX CREDIT.  
(Mandatory Tax Credit; Constitution )

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

FINANCE

Stand. Comm. Rep. No. 726

H.B. No. 214, H.D. 1

AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR WAILUA EMERGENCY BYPASS ROAD REPAIR AND RESURFACING, AND WAIMEA WASTEWATER TREATMENT PLANT UPGRADES FOR THE COUNTY OF KAUAI.

(General Obligation Bonds; Kauai Capital Improvement Projects)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 727

H.B. No. 573, H.D. 1

RELATING TO EMERGENCY AND BUDGET RESERVE FUND.

(Emergency and Budget Reserve Fund)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 728

H.B. No. 1218, H.D. 1

RELATING TO CAPITAL IMPROVEMENT PROJECTS.

(Capital Improvement Projects; Fiscal Stimulus)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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FINANCE

Stand. Comm. Rep. No. 729

H.B. No. 1730, H.D. 1

RELATING TO STATE FINANCES.  
(Cancer Research Center of Hawaii; General Fund; G.O. Bonds)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 730

H.B. No. 34

RELATING TO STATE BONDS.  
(General Obligation Bond Declaration)

PASS SECOND READING, PLACE ON THE  
CALENDAR FOR THIRD READING

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Stand. Comm. Rep. No. 731

H.B. No. 694

RELATING TO THE HAWAII HEALTH  
SYSTEMS CORPORATION.  
(HHSC; Maui Regional Health Care System  
Transfer)

PASS SECOND READING, PLACE ON THE  
CALENDAR FOR THIRD READING

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Stand. Comm. Rep. No. 732

H.B. No. 1607

RELATING TO HAWAII HEALTH SYSTEMS  
CORPORATION.  
(Corporate Board Functions; Service and  
Coordination Group)

PASS SECOND READING, PLACE ON THE  
CALENDAR FOR THIRD READING

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FINANCE

Stand. Comm. Rep. No. 733

H.B. No. 1729

RELATING TO THE DEPARTMENT OF  
COMMERCE AND CONSUMER AFFAIRS.  
(Old Federal Building Acquisition; Compliance  
Resolution Fund)

PASS SECOND READING, PLACE ON THE  
CALENDAR FOR THIRD READING

Stand. Comm. Rep. No. 734

H.B. No. 1260, H.D. 1

RELATING TO GOVERNMENT.  
(State Securitization Account)

PASS SECOND READING, PLACE ON THE  
CALENDAR FOR THIRD READING

Stand. Comm. Rep. No. 735

H.B. No. 39, H.D. 2

RELATING TO STATE REVENUES.  
(Fee Surcharge)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

Stand. Comm. Rep. No. 736

H.B. No. 861, H.D. 1

RELATING TO ELECTIONS.  
(Office of Elections; Procurement)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

FINANCE

Stand. Comm. Rep. No. 737

H.B. No. 1046, H.D. 1

RELATING TO THE SALE OF REAL PROPERTY BY THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.  
(Hawaii Community Development Authority; Sale of Real Property.)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD READING

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Stand. Comm. Rep. No. 738

H.B. No. 1231, H.D. 1

RELATING TO HAWAII HEALTH SYSTEMS CORPORATION.  
(Hawaii Health Systems Corporation; Transitional Management Team)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD READING

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Stand. Comm. Rep. No. 739

H.B. No. 1642, H.D. 1

RELATING TO THE PURCHASES OF HEALTH AND HUMAN SERVICES.  
(Purchases of Health and Human Services)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD READING

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Stand. Comm. Rep. No. 740

H.B. No. 1728, H.D. 1

RELATING TO FEES.  
(Administrative Agencies; Fees; Increase)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD READING

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FINANCE

Stand. Comm. Rep. No. 741

H.B. No. 1741, H.D. 1

RELATING TO THE CONVEYANCE TAX.  
(Conveyance Tax; Distribution)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 742

H.B. No. 1744, H.D. 1

RELATING TO THE TRANSIENT  
ACCOMMODATIONS TAX.  
(Transient Accommodations Tax; Suspension of  
Distribution to Counties)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 743

H.B. No. 1748, H.D. 1

RELATING TO INSURANCE PREMIUM TAXES.  
(Insurance Premium Tax)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 744

H.B. No. 1829, H.D. 1

RELATING TO ECONOMIC STIMULUS.  
(Economic Stimulus; Federal Spending; Matching  
Funds)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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FINANCE

Stand. Comm. Rep. No. 745

H.B. No. 611, H.D. 1

RELATING TO TAXATION.  
(Tax Credits; Tax Exemptions; Evaluation)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 746

H.B. No. 979, H.D. 1

RELATING TO THE ENVIRONMENT.  
(Environment; Invasive Species; Reforestation;  
Sediment Run-off)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 747

H.B. No. 1175, H.D. 2

RELATING TO TAXATION.  
(Cigarette Tax Increase)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 748

H.B. No. 1404, H.D. 1

RELATING TO GENERAL EXCISE TAX.  
(General Excise Tax; Additional Tax Exemptions)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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FINANCE

Stand. Comm. Rep. No. 749

H.B. No. 1495, H.D. 1

RELATING TO STATE INCOME TAX.  
(Hawaii State Income Tax; Repeal Wagering  
Loss Deduction)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 750

H.B. No. 1544, H.D. 1

RELATING TO TAX EXEMPTIONS.  
(Taxation; Exemptions; Phaseout)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 751

H.B. No. 1598, H.D. 1

RELATING TO TAXATION.  
(Taxable Income; Leasehold property)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 752

H.B. No. 1605, H.D. 1

RELATING TO TAXATION.  
(Taxation; Hawaii Tax Review Initiative)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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FINANCE

Stand. Comm. Rep. No. 753

H.B. No. 1735, H.D. 1

RELATING TO GENERAL EXCISE TAX.  
(General Excise Tax; Earlier Monthly Filing; One-Time Fiscal Year Windfall)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 754

H.B. No. 1739, H.D. 1

RELATING TO TAXATION.  
(Tax Credits)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 755

H.B. No. 588, H.D. 1

RELATING TO COUNTIES.  
(Counties; Revenue Bonds)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 756

H.B. No. 1043, H.D. 1

RELATING TO LOW-INCOME HOUSING TAX  
CREDITS.  
(Low-Income Housing Tax Credits)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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FINANCE

Stand. Comm. Rep. No. 757

H.B. No. 1153, H.D. 2

RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE.

(Income Tax; Conformity to the Internal Revenue Code for 2008)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 758

H.B. No. 1504, H.D. 1

RELATING TO HEALTH.

(Universal Health Care; Hawaii Health Authority)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 759

H.B. No. 1583, H.D. 1

RELATING TO TAXATION.

(Tax Credit; Reduction; Suspension of carryover)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 760

H.B. No. 1731, H.D. 1

RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND.

(Hawaii Tobacco Settlement Special Fund; Reallocation; General Fund)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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FINANCE

Stand. Comm. Rep. No. 761

H.B. No. 1749, H.D. 1

RELATING TO THE INSURANCE PREMIUM TAX.

(Insurance Premium Tax; Applicability to Mutual Benefit Societies and Health Maintenance Organizations)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 762

H.B. No. 1184, H.D. 2

RELATING TO STATE GOVERNMENT.

(Procurement, employment, and ARRA funds)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 763

H.B. No. 1584, H.D. 1

RELATING TO THE RATE OF INTEREST APPLICABLE TO OVERPAYMENTS OF TAX.  
(Tax Administration; Interest Rate Modification)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 764

H.B. No. 1600, H.D. 1

RELATING TO THE GENERAL EXCISE TAX.  
(Common Paymaster For Related Persons;  
General Excise Tax Exemption)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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FINANCE

Stand. Comm. Rep. No. 765

H.B. No. 1747, H.D. 1

RELATING TO TAXATION.  
(Income Tax Rates)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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Stand. Comm. Rep. No. 766

H.B. No. 1171, H.D. 1

RELATING TO TRANSPORTATION.  
(Transportation; Environmental Impact  
Statement)

AS AMENDED, PASS SECOND READING,  
PLACE ON THE CALENDAR FOR THIRD  
READING

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HUMAN SERVICES

Stand. Comm. Rep. No. 767

H.R. No. 54

RECOGNIZING APRIL AS SEXUAL ASSAULT  
AWARENESS AND PREVENTION MONTH.

REFER TO JUDICIARY

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Stand. Comm. Rep. No. 768

H.C.R. No. 68

RECOGNIZING APRIL AS SEXUAL ASSAULT  
AWARENESS AND PREVENTION MONTH.

REFER TO JUDICIARY

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HUMAN SERVICES

Stand. Comm. Rep. No. 769

H.C.R. No. 16, H.D. 1

ENCOURAGING STATE AND COUNTY ACTION TO STIMULATE INDIVIDUAL SAVINGS AND DEVELOPMENT OF CREDIT AND TO FORMULATE AN INVENTORY OF BANKING SERVICES AVAILABLE TO LOW-INCOME PERSONS AND THOSE WITH NO CREDIT HISTORY IN THE STATE.

AS AMENDED, REFER TO CONSUMER PROTECTION & COMMERCE

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JUDICIARY

Stand. Comm. Rep. No. 770

H.B. No. 355, H.D. 1

RELATING TO CONDOMINIUMS.  
(Delinquent Condominium Assessments; Fee Caps)

PASS THIRD READING

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7. Third Reading

HEALTH

H.B. No. 710, H.D. 1

RELATING TO HEALTH.  
(Certificate of Need; Long-Term Care Facilities)

(Stand. Comm. Rep. No. 656)

PASS THIRD READING

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CONSUMER PROTECTION & COMMERCE

[H.B. No. 1032](#)

RELATING TO NOTARY PUBLIC SEALS.  
(Notary Public Seals)

[\(Stand. Comm. Rep. No. 657\)](#)

PASS THIRD READING

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[H.B. No. 1075](#)

RELATING TO INSURANCE.  
(Insurance; Long-Term Care Insurance)

[\(Stand. Comm. Rep. No. 658\)](#)

PASS THIRD READING

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[H.B. No. 875](#)

RELATING TO CONDOMINIUMS.  
(Condominiums; Dispute Resolution Pilot Project)

[\(Stand. Comm. Rep. No. 659\)](#)

PASS THIRD READING

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WATER, LAND, & OCEAN RESOURCES

[H.B. No. 1554](#)

RELATING TO HAWAII COMMUNITY  
DEVELOPMENT AUTHORITY.  
(Hawaii Community Development Authority;  
Kalaeloa Community Development District)

[\(Stand. Comm. Rep. No. 660\)](#)

PASS THIRD READING

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TOURISM, CULTURE, & INTERNATIONAL AFFAIRS

H.B. No. 135

RELATING TO THE STATE INSECT.  
(Kamehameha Butterfly; State Insect)

(Stand. Comm. Rep. No. 661)

PASS THIRD READING

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PUBLIC SAFETY

H.B. No. 274

RELATING TO PATRIOT DAY.  
(Patriot Day)

(Stand. Comm. Rep. No. 662)

PASS THIRD READING

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CONSUMER PROTECTION & COMMERCE

H.B. No. 1070

RELATING TO THE CODE OF FINANCIAL  
INSTITUTIONS.  
(Code of Financial Institutions)

(Stand. Comm. Rep. No. 663)

PASS THIRD READING

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8. Introduction of Resolutions

H.R. Nos. 81 to 87  
H.C.R. Nos. 101 to 108

9. Announcements

Committee Referral Sheet No. 25

House will be in recess on Monday, March 9, 2009.

House will convene at 9:00 am on Tuesday, March 10, 2009.