

SIXTH DAY

Monday, January 27, 2014

The Senate of the Twenty-Seventh Legislature of the State of Hawai'i, Regular Session of 2014, convened at 11:38 a.m. with the President in the Chair.

The Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Fifth Day.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 26 and 27) were read by the Clerk and were deferred:

S.C.R. No. 26 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURANCE COVERAGE FOR THE TREATMENT OF AUTISM SPECTRUM DISORDERS."

Offered by: Senator Green.

S.C.R. No. 27 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURANCE COVERAGE FOR ANNUAL BODY MASS INDEX MEASUREMENTS FOR CHILDREN."

Offered by: Senator Green.

STANDING COMMITTEE REPORT

Senator Nishihara, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 2001) recommending that S.B. No. 2078, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2078, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

ORDER OF THE DAY

FIRST READING

On motion by Senator Espero, seconded by Senator Slom and carried, the following bills passed First Reading by title and were referred to committee:

S.B. No. 3054 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Referred to: Jointly to the Committee on Economic Development, Government Operations and Housing and the Committee on Public Safety, Intergovernmental and Military Affairs, then to the Committee on Ways and Means

S.B. No. 3055 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Referred to: Jointly to the Committee on Energy and Environment and the Committee on Agriculture

S.B. No. 3056 "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION."

Referred to: Committee on Health

S.B. No. 3057 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SEVENTEENTH SENATORIAL DISTRICT."

Referred to: Committee on Ways and Means

S.B. No. 3058 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Referred to: Jointly to the Committee on Agriculture, the Committee on Health, and the Committee on Public Safety, Intergovernmental and Military Affairs, then to the Committee on Judiciary and Labor

S.B. No. 3059 "A BILL FOR AN ACT RELATING TO TAX CREDITS."

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

S.B. No. 3060 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Referred to: Committee on Judiciary and Labor, then to the Committee on Ways and Means

S.B. No. 3061 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Referred to: Committee on Judiciary and Labor, then to the Committee on Ways and Means

S.B. No. 3062 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Referred to: Jointly to the Committee on Transportation and International Affairs and the Committee on Higher Education, then to the Committee on Ways and Means

S.B. No. 3063 "A BILL FOR AN ACT RELATING TO DISPOSITION OF LANDS IN WAIPIO VALLEY."

Referred to: Committee on Water and Land, then to the Committee on Ways and Means

S.B. No. 3064 "A BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION."

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

S.B. No. 3065 "A BILL FOR AN ACT RELATING TO LAND EXCHANGE."

Referred to: Jointly to the Committee on Economic Development, Government Operations and Housing, the Committee on Water and Land, and the Committee on Agriculture, then to the Committee on Ways and Means

S.B. No. 3066 "A BILL FOR AN ACT RELATING TO THE PUBLIC-PRIVATE FINANCE INITIATIVE."

Referred to:	Jointly to the Committee on Economic Development, Government Operations and Housing and the Committee on Water and Land, then to the Committee on Ways and Means	Referred to:	Committee on Water and Land, then to the Committee on Ways and Means
S.B. No. 3067	“A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A FEASIBILITY STUDY FOR A PROPOSED PUNA DISTRICT REGIONAL LIBRARY.”	S.B. No. 3078	“A BILL FOR AN ACT RELATING TO THE REMOVAL OF CONDOMINIUM ASSOCIATION DIRECTORS.”
Referred to:	Committee on Education, then to the Committee on Ways and Means	Referred to:	Committee on Commerce and Consumer Protection
S.B. No. 3068	“A BILL FOR AN ACT RELATING TO PESTICIDES.”	S.B. No. 3079	“A BILL FOR AN ACT RELATING TO AERONAUTICS.”
Referred to:	Jointly to the Committee on Agriculture and the Committee on Health, then to the Committee on Judiciary and Labor	Referred to:	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor
S.B. No. 3069	“A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX.”	S.B. No. 3080	“A BILL FOR AN ACT RELATING TO CONFORMANCE OF STATE PERSONAL EXEMPTION TO FEDERAL PERSONAL EXEMPTION.”
Referred to:	Committee on Agriculture, then to the Committee on Ways and Means	Referred to:	Committee on Ways and Means
S.B. No. 3070	“A BILL FOR AN ACT RELATING TO CHILD SAFETY.”	S.B. No. 3081	“A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT.”
Referred to:	Committee on Judiciary and Labor	Referred to:	Jointly to the Committee on Tourism and the Committee on Economic Development, Government Operations and Housing, then to the Committee on Ways and Means
S.B. No. 3071	“A BILL FOR AN ACT RELATING TO TAXATION AND REVENUES.”	S.B. No. 3082	“A BILL FOR AN ACT RELATING TO TAXATION.”
Referred to:	Committee on Ways and Means	Referred to:	Committee on Economic Development, Government Operations and Housing, then to the Committee on Ways and Means
S.B. No. 3072	“A BILL FOR AN ACT RELATING TO THE BUDGET.”	S.B. No. 3083	“A BILL FOR AN ACT RELATING TO SCHOOL ATHLETICS.”
Referred to:	Committee on Ways and Means	Referred to:	Committee on Education, then to the Committee on Ways and Means
S.B. No. 3073	“A BILL FOR AN ACT RELATING TO HEALTH CARE.”	S.B. No. 3084	“A BILL FOR AN ACT RELATING TO FOOD SAFETY.”
Referred to:	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means	Referred to:	Jointly to the Committee on Commerce and Consumer Protection and the Committee on Agriculture, then to the Committee on Ways and Means
S.B. No. 3074	“A BILL FOR AN ACT RELATING TO HOTEL CLASS LIQUOR LICENSES.”	S.B. No. 3085	“A BILL FOR AN ACT RELATING TO PESTICIDES.”
Referred to:	Jointly to the Committee on Public Safety, Intergovernmental and Military Affairs and the Committee on Tourism	Referred to:	Jointly to the Committee on Agriculture and the Committee on Public Safety, Intergovernmental and Military Affairs
S.B. No. 3075	“A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT.”	S.B. No. 3086	“A BILL FOR AN ACT RELATING TO GENERAL AVIATION AGREEMENTS.”
Referred to:	Committee on Judiciary and Labor, then to the Committee on Ways and Means	Referred to:	Committee on Transportation and International Affairs, then to the Committee on Ways and Means
S.B. No. 3076	“A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING RIGHTS OF INDEPENDENT DIRECT SUPPORT PROVIDERS.”	S.B. No. 3087	“A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION.”
Referred to:	Jointly to the Committee on Human Services and the Committee on Judiciary and Labor, then to the Committee on Ways and Means	Referred to:	Jointly to the Committee on Commerce and Consumer Protection and the Committee on Energy and Environment,
S.B. No. 3077	“A BILL FOR AN ACT RELATING TO THE MAALAEA SMALL BOAT HARBOR.”		

	then to the Committee on Judiciary and Labor	S.B. No. 3098	“A BILL FOR AN ACT RELATING TO PUBLIC COLLECTIVE BARGAINING.”
S.B. No. 3088	“A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION.”	Referred to:	Committee on Judiciary and Labor, then to the Committee on Ways and Means
Referred to:	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection	S.B. No. 3099	“A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT.”
S.B. No. 3089	“A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS.”	Referred to:	Committee on Judiciary and Labor, then to the Committee on Ways and Means
Referred to:	Committee on Commerce and Consumer Protection	S.B. No. 3100	“A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE.”
S.B. No. 3090	“A BILL FOR AN ACT RELATING TO HUNTING.”	Referred to:	Committee on Judiciary and Labor
Referred to:	Committee on Water and Land, then to the Committee on Ways and Means	S.B. No. 3101	“A BILL FOR AN ACT RELATING TO BANK DOCUMENTS IN FORECLOSURE ACTIONS.”
S.B. No. 3091	“A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION PRIMARY CARE TRAINING PROGRAM.”	Referred to:	Jointly to the Committee on Commerce and Consumer Protection and the Committee on Judiciary and Labor
Referred to:	Committee on Health, then to the Committee on Ways and Means	S.B. No. 3102	“A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE FEELING SAFE, BEING SAFE PROGRAM.”
S.B. No. 3092	“A BILL FOR AN ACT RELATING TO HIGHER EDUCATION.”	Referred to:	Jointly to the Committee on Higher Education, the Committee on Public Safety, Intergovernmental and Military Affairs, and the Committee on Human Services, then to the Committee on Ways and Means
Referred to:	Committee on Higher Education, then to the Committee on Ways and Means	S.B. No. 3103	“A BILL FOR AN ACT RELATING TO ENHANCED 911 SURCHARGES.”
S.B. No. 3093	“A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO.”	Referred to:	Jointly to the Committee on Public Safety, Intergovernmental and Military Affairs and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
Referred to:	Jointly to the Committee on Higher Education and the Committee on Hawaiian Affairs, then to the Committee on Ways and Means	S.B. No. 3104	“A BILL FOR AN ACT RELATING TO PUBLIC LANDS.”
S.B. No. 3094	“A BILL FOR AN ACT RELATING TO COUNTIES.”	Referred to:	Jointly to the Committee on Water and Land and the Committee on Hawaiian Affairs, then to the Committee on Judiciary and Labor
Referred to:	Committee on Public Safety, Intergovernmental and Military Affairs, then to the Committee on Ways and Means	S.B. No. 3105	“A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE ELEVENTH SENATORIAL DISTRICT.”
S.B. No. 3095	“A BILL FOR AN ACT RELATING TO MENTAL HEALTH.”	Referred to:	Committee on Ways and Means
Referred to:	Jointly to the Committee on Health and the Committee on Judiciary and Labor, then to the Committee on Ways and Means	S.B. No. 3106	“A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII.”
S.B. No. 3096	“A BILL FOR AN ACT RELATING TO EVIDENCE.”	Referred to:	Committee on Higher Education, then to the Committee on Ways and Means
Referred to:	Committee on Judiciary and Labor	S.B. No. 3107	“A BILL FOR AN ACT RELATING TO THE STATE INSTRUMENT.”
S.B. No. 3097	“A BILL FOR AN ACT RELATING TO CIVIL PENALTIES ON HISTORIC PRESERVATION.”	Referred to:	Committee on Technology and the Arts
Referred to:	Jointly to the Committee on Water and Land and the Committee on Judiciary and Labor, then to the Committee on Ways and Means	S.B. No. 3108	“A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT.”
		Referred to:	Committee on Higher Education, then to the Committee on Ways and Means

S.B. No. 3109	“A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX COLLECTION DATE.”	Referred to:	Committee on Judiciary and Labor, then to the Committee on Ways and Means
Referred to:	Committee on Ways and Means	S.B. No. 3119	“A BILL FOR AN ACT RELATING TO KULANI CORRECTIONAL FACILITY.”
S.B. No. 3110	“A BILL FOR AN ACT RELATING TO COMMERCIAL PROPERTY ASSESSED CLEAN ENERGY.”	Referred to:	Committee on Public Safety, Intergovernmental and Military Affairs, then to the Committee on Ways and Means
Referred to:	Jointly to the Committee on Energy and Environment, the Committee on Public Safety, Intergovernmental and Military Affairs, and the Committee on Economic Development, Government Operations and Housing, then to the Committee on Ways and Means	S.B. No. 3120	“A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY.”
S.B. No. 3111	“A BILL FOR AN ACT RELATING TO THE ENVIRONMENT.”	Referred to:	Jointly to the Committee on Tourism and the Committee on Hawaiian Affairs, then to the Committee on Ways and Means
Referred to:	Jointly to the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection	S.B. No. 3121	“A BILL FOR AN ACT RELATING TO PUBLIC LAND.”
S.B. No. 3112	“A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION.”	Referred to:	Committee on Water and Land, then to the Committee on Ways and Means
Referred to:	Jointly to the Committee on Human Services and the Committee on Education, then to the Committee on Ways and Means	S.B. No. 3122	“A BILL FOR AN ACT RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY.”
S.B. No. 3113	“A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS.”	Referred to:	Jointly to the Committee on Hawaiian Affairs and the Committee on Economic Development, Government Operations and Housing, then to the Committee on Judiciary and Labor
Referred to:	Committee on Judiciary and Labor	S.B. No. 3123	“A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS.”
S.B. No. 3114	“A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FOURTEENTH SENATORIAL DISTRICT.”	Referred to:	Committee on Health, then to the Committee on Judiciary and Labor
Referred to:	Committee on Ways and Means	S.B. No. 3124	“A BILL FOR AN ACT RELATING TO THE STATE MICROBE.”
S.B. No. 3115	“A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM.”	Referred to:	Committee on Technology and the Arts
Referred to:	Jointly to the Committee on Public Safety, Intergovernmental and Military Affairs and the Committee on Judiciary and Labor, then to the Committee on Ways and Means	S.B. No. 3125	“A BILL FOR AN ACT RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS.”
S.B. No. 3116	“A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII COLLEGE OF ENGINEERING.”	Referred to:	Committee on Technology and the Arts, then to the Committee on Ways and Means
Referred to:	Committee on Higher Education, then to the Committee on Ways and Means	S.B. No. 3126	“A BILL FOR AN ACT RELATING TO EMPLOYMENT AGREEMENTS.”
S.B. No. 3117	“A BILL FOR AN ACT RELATING TO UNITED STATES ARMED FORCES PERSONNEL.”	Referred to:	Jointly to the Committee on Technology and the Arts and the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Labor
Referred to:	Jointly to the Committee on Public Safety, Intergovernmental and Military Affairs and the Committee on Health, then to the Committee on Higher Education	S.B. No. 3127	“A BILL FOR AN ACT RELATING TO CONDOMINIUMS.”
S.B. No. 3118	“A BILL FOR AN ACT RELATING TO THE HAWAII ELECTION CAMPAIGN FUND.”	Referred to:	Committee on Commerce and Consumer Protection

REFERRAL OF SENATE BILLS

The President made the following committee assignments of Senate bills introduced on Thursday, January 23, 2014:

S.B. No.:	Referred to:
S.B. No. 3004	Committee on Judiciary and Labor, then to the Committee on Ways and Means

S.B. No. 3005	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.B. No. 3024	Jointly to the Committee on Tourism and the Committee on Water and Land, then to the Committee on Ways and Means
S.B. No. 3006	Committee on Judiciary and Labor, then to the Committee on Ways and Means	S.B. No. 3025	Jointly to the Committee on Water and Land, the Committee on Economic Development, Government Operations and Housing, and the Committee on Public Safety, Intergovernmental and Military Affairs, then to the Committee on Ways and Means
S.B. No. 3007	Committee on Energy and Environment	S.B. No. 3026	Committee on Water and Land, then to the Committee on Ways and Means
S.B. No. 3008	Committee on Energy and Environment, then to the Committee on Ways and Means	S.B. No. 3027	Jointly to the Committee on Economic Development, Government Operations and Housing and the Committee on Energy and Environment, then to the Committee on Ways and Means
S.B. No. 3009	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor	S.B. No. 3028	Jointly to the Committee on Economic Development, Government Operations and Housing and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
S.B. No. 3010	Committee on Health, then to the Committee on Ways and Means	S.B. No. 3029	Committee on Economic Development, Government Operations and Housing, then to the Committee on Ways and Means
S.B. No. 3011	Committee on Energy and Environment, then to the Committee on Ways and Means	S.B. No. 3030	Committee on Economic Development, Government Operations and Housing, then to the Committee on Ways and Means
S.B. No. 3012	Jointly to the Committee on Human Services and the Committee on Judiciary and Labor	S.B. No. 3031	Committee on Economic Development, Government Operations and Housing, then to the Committee on Ways and Means
S.B. No. 3013	Committee on Ways and Means	S.B. No. 3032	Jointly to the Committee on Human Services and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
S.B. No. 3014	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection	S.B. No. 3033	Jointly to the Committee on Public Safety, Intergovernmental and Military Affairs and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
S.B. No. 3015	Jointly to the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Labor	S.B. No. 3034	Jointly to the Committee on Human Services and the Committee on Higher Education, then to the Committee on Ways and Means
S.B. No. 3016	Jointly to the Committee on Higher Education and the Committee on Energy and Environment, then to the Committee on Ways and Means	S.B. No. 3035	Jointly to the Committee on Water and Land and the Committee on Transportation and International Affairs, then to the Committee on Ways and Means
S.B. No. 3017	Committee on Water and Land, then to the Committee on Ways and Means	S.B. No. 3036	Jointly to the Committee on Water and Land and the Committee on Higher Education, then to the Committee on Ways and Means
S.B. No. 3018	Committee on Energy and Environment, then to the Committee on Ways and Means	S.B. No. 3037	Committee on Judiciary and Labor, then to the Committee on Commerce and Consumer Protection
S.B. No. 3019	Jointly to the Committee on Agriculture and the Committee on Water and Land, then to the Committee on Ways and Means	S.B. No. 3038	Committee on Judiciary and Labor
S.B. No. 3020	Jointly to the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means		
S.B. No. 3021	Jointly to the Committee on Energy and Environment, the Committee on Water and Land, and the Committee on Public Safety, Intergovernmental and Military Affairs, then to the Committee on Ways and Means		
S.B. No. 3022	Committee on Education, then to the Committee on Ways and Means		
S.B. No. 3023	Committee on Agriculture, then to the Committee on Ways and Means		

S.B. No. 3039 Jointly to the Committee on Judiciary and Labor and the Committee on Transportation and International Affairs, then to the Committee on Ways and Means

S.B. No. 3040 Jointly to the Committee on Education and the Committee on Hawaiian Affairs, then to the Committee on Ways and Means

S.B. No. 3041 Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means

S.B. No. 3042 Jointly to the Committee on Commerce and Consumer Protection and the Committee on Public Safety, Intergovernmental and Military Affairs, then to the Committee on Ways and Means

S.B. No. 3043 Committee on Health, then to the Committee on Ways and Means

S.B. No. 3044 Committee on Health, then to the Committee on Commerce and Consumer Protection

S.B. No. 3045 Committee on Public Safety, Intergovernmental and Military Affairs, then to the Committee on Ways and Means

S.B. No. 3046 Jointly to the Committee on Public Safety, Intergovernmental and Military Affairs and the Committee on Technology and the Arts

S.B. No. 3047 Jointly to the Committee on Public Safety, Intergovernmental and Military Affairs and the Committee on Technology and the Arts, then to the Committee on Ways and Means

S.B. No. 3048 Jointly to the Committee on Energy and Environment and the Committee on Economic Development, Government Operations and Housing, then to the Committee on Ways and Means

S.B. No. 3049 Jointly to the Committee on Health and the Committee on Energy and Environment, then to the Committee on Ways and Means

S.B. No. 3050 Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means

S.B. No. 3051 Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor

S.B. No. 3052 Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor

S.B. No. 3053 Jointly to the Committee on Public Safety, Intergovernmental and Military Affairs and the Committee on Higher Education, then to the Committee on Ways and Means

**REFERRAL OF
SENATE CONCURRENT RESOLUTIONS**

The President made the following committee assignments of Senate concurrent resolutions offered on Thursday, January 23, 2014:

S.C.R. No.:	Referred to:
S.C.R. No. 14	Jointly to the Committee on Health, the Committee on Technology and the Arts, and the Committee on Human Services
S.C.R. No. 15	Jointly to the Committee on Health and the Committee on Judiciary and Labor
S.C.R. No. 16	Committee on Water and Land, then to the Committee on Ways and Means
S.C.R. No. 17	Committee on Water and Land, then to the Committee on Ways and Means
S.C.R. No. 18	Committee on Water and Land, then to the Committee on Ways and Means
S.C.R. No. 19	Committee on Water and Land, then to the Committee on Ways and Means
S.C.R. No. 20	Committee on Water and Land, then to the Committee on Ways and Means
S.C.R. No. 21	Committee on Water and Land, then to the Committee on Ways and Means
S.C.R. No. 22	Committee on Water and Land, then to the Committee on Ways and Means
S.C.R. No. 23	Committee on Water and Land, then to the Committee on Ways and Means
S.C.R. No. 24	Committee on Water and Land, then to the Committee on Ways and Means

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

S.B. No.:	Re-referred to:
S.B. No. 2022	Committee on Human Services, then to the Committee on Judiciary and Labor
S.B. No. 2123	Committee on Judiciary and Labor, then to the Committee on Ways and Means
S.B. No. 2139	Committee on Education, then to the Committee on Ways and Means
S.B. No. 2196	Jointly to the Committee on Energy and Environment and the Committee on Agriculture, then to the Committee on Ways and Means
S.B. No. 2219	Jointly to the Committee on Human Services, the Committee on Health, and the Committee on Education, then to the Committee on Ways and Means
S.B. No. 2225	Committee on Human Services, then to the Committee on Judiciary and Labor
S.B. No. 2226	Jointly to the Committee on Economic Development, Government Operations and Housing and the Committee on Education, then to the Committee on Ways and Means
S.B. No. 2289	Committee on Technology and the Arts, then jointly to the Committee on

	Judiciary and Labor and the Committee on Ways and Means
S.B. No. 2371	Committee on Education, then jointly to the Committee on Judiciary and Labor and the Committee on Ways and Means
S.B. No. 2397	Jointly to the Committee on Economic Development, Government Operations and Housing and the Committee on Agriculture, then to the Committee on Ways and Means
S.B. No. 2456	Jointly to the Committee on Agriculture, the Committee on Health, and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.B. No. 2463	Jointly to the Committee on Economic Development, Government Operations and Housing and the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Labor
S.B. No. 2521	Jointly to the Committee on Health and the Committee on Judiciary and Labor, then jointly to the Committee on Commerce and Consumer Protection and the Committee on Ways and Means
S.B. No. 2649	Jointly to the Committee on Health, the Committee on Judiciary and Labor, and the Committee on Agriculture, then to the Committee on Ways and Means
S.B. No. 2658	Jointly to the Committee on Energy and Environment and the Committee on Agriculture, then to the Committee on Water and Land
S.B. No. 2677	Committee on Water and Land, then to the Committee on Ways and Means
S.B. No. 2736	Committee on Health, then jointly to the Committee on Commerce and Consumer Protection and the Committee on Ways and Means
S.B. No. 2736	Committee on Health, then jointly to the Committee on Commerce and Consumer Protection, the Committee on Agriculture, and the Committee on Ways and Means
S.B. No. 2739	Jointly to the Committee on Agriculture and the Committee on Health, then to the Committee on Ways and Means
S.B. No. 2794	Committee on Commerce and Consumer Protection, then jointly to the Committee on Judiciary and Labor and the Committee on Ways and Means

At this time, Senator Solomon rose to speak on a point of personal privilege as follows:

“If I may, I’d like to submit my remarks to the Journal regarding the most recent U.S. Supreme Court’s decision and legal team for upholding our Supreme Court’s decision on the creation of the new Fourth Senatorial District on the Island of Hawai‘i. Please place these remarks in the Journal.” (The Chair so ordered.)

“Also, Madam President, I just would like to make a few remarks on the headlines, ‘Too much, too fast?’ in reference to the Kaka‘ako redevelopment. These remarks are based on the theme of opening day, and I realized, ‘Hey, I was in the Twelfth Legislature and now it’s the Twenty-Seventh,’ and we’re finally doing something, Madam President, about Kaka‘ako.

“Kaka‘ako has been laying in dormancy for 40 years; I’m looking at the Minority Leader, for his nod of approval. I can’t imagine how the development of Kaka‘ako would be interpreted as too much, too fast. I’m yielding to the Minority Leader. Therefore, Madam President, I’m hoping that the senators will have the na‘au and the tenacity to move forward so we in fact can make our city, our Honolulu, to become one of the most beautiful urban centers in the Pacific, the world, and to create jobs, and the future’s list can move forward.

“I want to thank this body for supporting this vision and hopefully continuing with perseverance. I know it’s not going to be easy as indicated by these headlines. Madam President, thank you very much.”

The Chair having so ordered, Senator Solomon’s additional remarks are identified as “**ATTACHMENT A**” to the Journal of this day.

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

“As a follow-up to the previous speaker, I’d like to take this opportunity to thank the Senate as well. As we move into the next phase of our development, as the area legislator for Kaka‘ako, we’re very, very proud of what we have. We want to also share that the reason Kaka‘ako is growing at its present rate is to prevent urban sprawl into many of your districts. We have the opportunity to create a world-class urban core, and we look forward to working with all of you to make that happen. I certainly appreciate the previous speaker’s remarks; I appreciate all of the past legislators who have worked for such a long time to create the infrastructure that we are now growing Kaka‘ako on.

“It is, of course, important that the community gets a chance to respond to all of the growth patterns that are being advanced in Kaka‘ako. But I think beyond that, we must look towards the future for our children, their children, and their children’s children, so that we have a beautiful Hawai‘i to be very proud of. And Kaka‘ako will be one of our jewels that we’ll look at so that we stand toe-to-toe with the great metropolitan areas of the world. Thank you very much, Madam President.”

ADJOURNMENT

At 11:45 a.m., on motion by Senator Espero, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Tuesday, January 28, 2014.

ATTACHMENT A**The Senate**STATE CAPITOL
HONOLULU, HAWAII 96813

NEWS RELEASE

Date: January 22, 2014

**SEN. MALAMA SOLOMON THANKS U.S. SUPREME COURT AND LEGAL TEAM FOR
PROTECTING HAWAII ISLAND'S RIGHT TO EQUAL REPRESENTATION AS
GUARANTEED IN BOTH THE U.S. AND STATE CONSTITUTIONS**

Honolulu – State Sen. Malama Solomon today issued a public “Mahalo” on behalf of all Hawai‘i Island residents to both the U.S. Supreme Court and the legal team working “to protect Hawai‘i Island’s right to equal representation as guaranteed by both the U.S. and State of Hawai‘i Constitutions.”

Sen. Solomon’s message of gratitude comes as more than two years of intense litigation concluded Tuesday, January 21, 2014, when the U.S. Supreme Court formally resolved a case she and several Hawai‘i Island residents had taken to the State Supreme Court challenging the 2011 State Reapportionment Commission’s initial plan based on the 2010 Census to count out-of-state military members and their families stationed in the islands and out-of-state students when re-drawing legislative districts.

Sen. Solomon and her legal team – working with the State Attorney General – challenged the plan on the basis that it denied Hawai‘i Island residents equitable representation which they believed required adding a 4th State Senate seat for Hawai‘i Island because of the nearly 25% increase in resident population on the island between 2000 and 2010. During this same period of time, the island of Oahu had experienced only an 8% growth.

The addition of a 4th Senate seat to Hawai‘i Island meant Oahu would lose a Senator.

It became a very complicated case but the heart of the issue was inequitable representation for Hawai‘i Island residents in the first reapportionment plan. The State Supreme Court agreed with Sen. Solomon’s challenge and the plan was revised, adding a 4th Senate seat for Hawai‘i Island in the 2012 elections.

In the meantime, however, opponents to the decision filed a judicial challenge to the U.S. Federal District Court (Kostick v. Nago (Case No. 13-456)). A three-judge U.S. Federal Court upheld the Hawai‘i Supreme Court decision. The opposition had an automatic right to appeal to the U.S. Supreme Court in Washington, D.C. and did so.

“The battle is over; let us move forward working together for all the people of Hawai‘i,” said Sen. Solomon, who added her acknowledgement of the legal team that served to protect the rights of Hawai‘i Island residents, including Stan Roehrig of Hilo, Robert Kim of Kona and Peter Esser of Honolulu, and also State Attorney General David M. Louie and Deputy Attorney General Charleen M. Aina.

Sen. Solomon also thanked Public Utilities Commission Chair Hermina M. Morita, a former State Representative, for providing testimony for the Supreme Court docket related to her experience representing a “canoe district” – a now illegal practice of combining residents from more than one island into a representative districts of approximately the same population size. Such districts were banned in recent years by the State legislature because they “seriously undermine equitable representation for all residents of the district,” said Sen. Solomon. Both Hermina Morita and Sen. Solomon represented “canoe districts” before the Legislature banned this practice.

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