

## NINETEENTH DAY

## Thursday, February 13, 2014

The Senate of the Twenty-Seventh Legislature of the State of Hawai'i, Regular Session of 2014, convened at 11:37 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 Eighteenth Day.

At this time, Senator Baker, on behalf of the Maui senators, introduced the following participants in the Ka Ipu Kukui Fellows program, a year-long program designed to develop and train future leaders about the challenges that face the tri-island Maui County: Alison Claire Cohan, The Nature Conservancy, Maui Nui Program; Candace Thackerson, County of Maui Planning Department; Akili Jones, Dunn and Jones Production Group; Charles Yeaman, Bank of Hawaii; Jennifer Chirico, Susty Pacific LLC; Jordan Molina, County of Maui, Office of Councilmember Elle Cochran; Susan Clements, County of Maui, Office of Council Services; Ali Martin, West Maui Land Company; Sonya Niess, Healthy Communities Hawai'i (Coalition for Tobacco-Free Hawai'i); Adam Radford, Maui Invasive Species Committee; and Nicole Nanea Spalding, Michael Spalding Realty.

Senator Espero welcomed a group of bright and enthusiastic students from Kaimiloa Elementary School; their teachers Cecilia Chung, Lani Kawelo, Tammie Richardson, Carmen Juarez, and Lorraine Yuen; and chaperones Dorothy Shanahan and Kathleen Makimoto.

Senator Galuteria introduced Sarah Eagle Heart, a missioner of the Office of Native American/Indigenous Ministries with the Episcopal Church and member of the Oglala (Lakota) Sioux tribe of Pine Ridge, South Dakota, whose work involves advocacy, networking, resource development, and congregational and ministry development. Senator Galuteria also noted that Ms. Eagle Heart had twice been selected as a delegate to the United Nations Commission on the Status of Women, was the convener for the 2008 Indigenous Women's Gathering, and is also a journalist covering tribal politics for *Indian Country Today*.

Senator Taniguchi noted that it was Study Hawai'i Day at the Capitol, which highlights the positive economic impact of the international education sector; and welcomed exhibitors from Hawai'i Pacific University, ELS Hawaii, and the University of Hawai'i English Language program who recruit and support international students statewide.

## STANDING COMMITTEE REPORTS

Senator Green, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 2304) recommending that S.C.R. No. 3 be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.C.R. No. 3, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF TAXATION TO AMEND THE HEARING EXAMINATION SECTION OF TAX FORM N-172 TO INCLUDE INDIVIDUALS WITH MENIERE'S DISEASE," was referred to the Committee on Ways and Means.

Senator Green, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 2305) recommending

that S.R. No. 4 be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.R. No. 4, entitled: "SENATE RESOLUTION URGING THE DEPARTMENT OF TAXATION TO AMEND THE HEARING EXAMINATION SECTION OF TAX FORM N-172 TO INCLUDE INDIVIDUALS WITH MENIERE'S DISEASE," was referred to the Committee on Ways and Means.

Senator Green, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2306) 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 Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2035, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Dela Cruz and Wakai, for the Committee on Economic Development, Government Operations and Housing and the Committee on Technology and the Arts, presented a joint report (Stand. Com. Rep. No. 2307) recommending that S.B. No. 2832, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 2832, 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.

Senator Tokuda, for the Committee on Education, presented a report (Stand. Com. Rep. No. 2308) recommending that S.B. No. 2331, 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. 2331, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Tokuda, for the Committee on Education, presented a report (Stand. Com. Rep. No. 2309) recommending that S.B. No. 3083, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 3083, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL ATHLETICS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tokuda, for the majority of the Committee on Education, presented a report (Stand. Com. Rep. No. 2310) recommending that S.B. No. 2763, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Espero, seconded by Senator Slom 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 THE BOARD OF EDUCATION," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Tokuda, for the Committee on Education, presented a report (Stand. Com. Rep. No. 2311) recommending that S.B. No. 2768, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom 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 KINDERGARTEN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tokuda, for the Committee on Education, presented a report (Stand. Com. Rep. No. 2312) recommending that S.B. No. 2446 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2446, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tokuda, for the majority of the Committee on Education, presented a report (Stand. Com. Rep. No. 2313) recommending that S.B. No. 2806 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 2806, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF EDUCATION SUPERINTENDENT'S SALARY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Nishihara and Gabbard, for the Committee on Agriculture and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 2314) recommending that S.B. No. 2458 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 2458, entitled: "A BILL FOR AN ACT RELATING TO BIOSECURITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Nishihara and Gabbard, for the Committee on Agriculture and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 2315) recommending that S.B. No. 2347, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 2347, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators Nishihara and Gabbard, for the Committee on Agriculture and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 2316) recommending that S.B. No. 2435, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committee was adopted and S.B. No. 2435, 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 Nishihara and Gabbard, for the Committee on Agriculture and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 2317) recommending that S.B. No. 2970, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 2970, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOTORK HAWAII, LLC," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Wakai, for the Committee on Technology and the Arts, presented a report (Stand. Com. Rep. No. 2318) 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 Espero, seconded by Senator Slom 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 PUBLIC WORKS OF ART," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Wakai, for the Committee on Technology and the Arts, presented a report (Stand. Com. Rep. No. 2319) recommending that S.B. No. 2384, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2384, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THEFT OF PERSONAL ELECTRONIC DEVICES," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Wakai, for the Committee on Technology and the Arts, presented a report (Stand. Com. Rep. No. 2320) recommending that S.B. No. 2375, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2375, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ORDER," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Wakai, for the Committee on Technology and the Arts, presented a report (Stand. Com. Rep. No. 2321) recommending that S.B. No. 2289, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor and the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2289, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS," passed Second Reading and was referred to the Committee on Judiciary and Labor and the Committee on Ways and Means.

Senator Wakai, for the Committee on Technology and the Arts, presented a report (Stand. Com. Rep. No. 2322) recommending that S.B. No. 3125, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 3125, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Green, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2323) recommending that S.B. No. 2660, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2660, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EPINEPHRINE AUTO-INJECTORS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators Green and Wakai, for the Committee on Health and the Committee on Technology and the Arts, presented a joint report (Stand. Com. Rep. No. 2324) recommending that S.B. No. 2469, 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 joint report of the Committees was adopted and S.B. No. 2469, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TELEHEALTH," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senators Green and Wakai, for the Committee on Health and the Committee on Technology and the Arts, presented a joint report (Stand. Com. Rep. No. 2325) recommending that S.B. No. 2571, 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 joint report of the Committees was adopted and S.B. No. 2571, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senators Green and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 2326) recommending that S.B. No. 2496, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 2496, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Green and Baker, for the majority of the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 2327) 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 Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 2495, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC SMOKING DEVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Green and Baker, for the majority of the Committee on Health and the majority of the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 2328) recommending that S.B. No. 2909, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom 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 IN VITRO FERTILIZATION INSURANCE COVERAGE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 2329) recommending that S.B. No. 3099, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 3099, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Taniguchi and Espero, for the Committee on Higher Education and the Committee on Public Safety, Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 2330) recommending that S.B. No. 2131, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 2131, 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 Taniguchi, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 2331) recommending that S.B. No. 3106, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 3106, 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 Taniguchi, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 2332) recommending that S.B. No. 2326, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2326, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF REGENTS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Taniguchi, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 2333) recommending that S.B. No. 2905 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2905, 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 Taniguchi, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 2334) recommending that S.B. No. 3093 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 3093, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Espero and Green, for the Committee on Public Safety, Intergovernmental and Military Affairs and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 2335) recommending that S.B. No. 2350, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 2350, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Espero, Green, and Chun Oakland, for the Committee on Public Safety, Intergovernmental and Military Affairs and the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 2336) recommending that S.B. No. 2603 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 2603, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Espero and Wakai, for the Committee on Public Safety, Intergovernmental and Military Affairs and the Committee on Technology and the Arts, presented a joint report (Stand. Com. Rep. No. 2337) recommending that S.B. No. 2936 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 2936, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 2338) recommending that S.B. No. 2962, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Espero, seconded by Senator Slom 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 PUBLIC AGENCY MEETINGS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 2339) recommending that S.B. No. 632, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 632, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL COURTS," passed Second

Reading and was referred to the Committee on Judiciary and Labor.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 2340) 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 Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2702, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 2341) recommending that S.B. No. 2754, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2754, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST WITH THE PLANNING, DESIGN, CONSTRUCTION, EQUIPPING, LAND LEASES, AND OTHER TANGIBLE ASSETS FOR A RENEWABLE ENERGY PROJECT WITH ENERGY STORAGE TECHNOLOGY ON THE ISLAND OF MOLOKAI," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Wakai and Baker, for the Committee on Technology and the Arts and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 2342) recommending that S.B. No. 2791 pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 2791, entitled: "A BILL FOR AN ACT RELATING TO CRIME," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2343) recommending that S.B. No. 2211, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2211, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the majority of the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 2344) recommending that S.B. No. 2731, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 2731, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A CAR-SHARING VEHICLE SURCHARGE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep.

No. 2345) recommending that S.B. No. 2898, 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. 2898, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER'S LICENSING," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senators English and Taniguchi, for the Committee on Transportation and International Affairs and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 2346) recommending that S.B. No. 3062 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 3062, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Espero, for the majority of the Committee on Transportation and International Affairs and the Committee on Public Safety, Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 2347) recommending that S.B. No. 2324, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 2324, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Espero, for the Committee on Transportation and International Affairs and the Committee on Public Safety, Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 2348) recommending that S.B. No. 2329, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Espero, seconded by Senator Slom 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 PROVISIONAL LICENSES," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators Solomon and Hee, for the Committee on Water and Land and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 2349) 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 Espero, seconded by Senator Slom 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 PUBLIC LAND LIABILITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Solomon and English, for the Committee on Water and Land and the Committee on Transportation and International Affairs, presented a joint report (Stand. Com. Rep. No. 2350) recommending that S.B. No. 3035, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and

S.B. No. 3035, 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.

Senators Solomon and Espero, for the Committee on Water and Land and the Committee on Public Safety, Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 2351) recommending that S.B. No. 2274 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 2274, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABLE LIVING," 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. 2352) recommending that S.B. No. 2800 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2800, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE 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. 2353) 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 Espero, seconded by Senator Slom 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 TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 2354) recommending that S.B. No. 2959, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2959, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NEPOTISM," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 18, 2014.

Senator English, for the Committee on Transportation and International Affairs, presented a report (Stand. Com. Rep. No. 2355) recommending that S.B. No. 2901, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2901, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 18, 2014.

## ORDER OF THE DAY

### THIRD READING

S.B. No. 2126, S.D. 1:

Senator Hee moved that S.B. No. 2126, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senator Ihara rose to speak in support of the measure with reservations as follows:

“I wanted to note my reservations are the same as that submitted by the League of Women Voters at the Judiciary Committee hearing, and I quote: ‘We think Senate Bill 2126 may make it possible for a U.S. Senator to gain a bit of seniority, but it could certainly put pressure on a legally-elected senator to leave office before their term has ended.’ Thank you.”

The motion was put by the Chair and carried, S.B. No. 2126, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MEMBERS OF CONGRESS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Ihara, Slom). Noes, none.

S.B. No. 2808, S.D. 1:

On motion by Senator Ige, seconded by Senator Kidani and carried, S.B. No. 2808, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE UNCLAIMED PROPERTY TRUST FUND,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2895, S.D. 1:

On motion by Senator Ige, seconded by Senator Kidani and carried, S.B. No. 2895, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXPAYER EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2893, S.D. 1:

Senator Ige moved that S.B. No. 2893, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in support of the measure with reservations as follows:

“Please note my reservations on this bill. I think it’s overly broad; there are sections and procedures that are vague. Thank you.”

Senator English rose to request that action on the measure be deferred for one day.

By unanimous consent, action on S.B. No. 2893, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TRUST FUND LIABILITY FOR AMOUNTS PASSED ON AS TAX,” was deferred until Friday, February 14, 2014.

S.B. No. 2887, S.D. 1:

By unanimous consent, action on S.B. No. 2887, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ESTATE AND GENERATION-SKIPPING TRANSFER TAXES,” was deferred until Friday, February 14, 2014.

H.B. No. 2353, S.D. 1:

On motion by Senator Ige, seconded by Senator Kidani and carried, H.B. No. 2353, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR SECURITY AT HONOLULU INTERNATIONAL AIRPORT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Slom). Noes, none.

Stand. Com. Rep. No. 2192 (S.B. No. 2545, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2192 was adopted and S.B. No. 2545, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO UNIVERSAL CHILDREN’S SAVINGS ACCOUNTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2137:

On motion by Senator Tokuda, seconded by Senator Kidani and carried, S.B. No. 2137, entitled: “A BILL FOR AN ACT RELATING TO THE TERMS OF MEMBERS OF THE BOARD OF EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Shimabukuro).

### 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. 2851	Jointly to the Committee on Health and the Committee on Judiciary and Labor
S.B. No. 2868	Jointly to the Committee on Health and the Committee on Judiciary and Labor

Senator Solomon rose to make the following remarks:

“Thank you, Madam President. I would like to request that the Senate adjourn on a rising vote and observe a moment of silence in honor and memory of former Senator Kenneth Brown.” (The Chair so ordered.)

“Kenneth Francis Kamuokalani Brown passed away – ua hala ia – and his illustrious accomplishments were published in yesterday’s *Star-Advertiser*, and I quote:

Kenneth Francis Kamuokalani Brown was a son of Hawai‘i. In the era that brought Hawai‘i into the modern world, he played many roles. He saw and took part in the events that have shaped Hawaiian history – from World War II, statehood, the rise of the Democratic Party, the ascendance of the tourist industry, the establishment of environmentalism, and the rediscovery of Hawaiian culture, to the definition of the new sovereignty movement.

“Madam President, I had the honor of working on many of these projects during my career, and it was a privilege. The most important thing that Kenny taught me is the meaning of ‘mana,’ and the spirit of a special place known to all of us as our Hawai‘i that lives in each and every one of us. In his memory, may we continue to perpetuate his legacy and his love for our Hawai‘i. Mahalo.”

The Chair then made the following announcement:

“The deadline for filing standing committee reports on Senate bills that need to pass Second Reading and move laterally to the final Senate committee is 8:00 p.m. this evening.”

### ADJOURNMENT

At 11:51 a.m., on motion by Senator Espero, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Friday, February 14, 2014, on a rising vote to observe a moment of silence in memory of former State Senator Kenneth Brown.