

FIFTY-THIRD DAY

Thursday, April 17, 2014

Senator Solomon presented the following remarks:

“Aloha mai. I’d like to dedicate this to the passing of Ali’i Sir H.K. Bruss Keppeler. Ali’i Sir H.K. Bruss Keppeler, known to many of us in these halls as ‘Uncle Bruss,’ passed on Saturday, April 12, 2014. Uncle Bruss Keppeler’s whole life was dedicated to the issues of sovereignty as it relates to the Native Hawaiian peoples. I’d like to just read a few remarks that were made by President Grover Cleveland, who was President of the United States, who at that time supported the Queen’s effort:

The law of nations is founded upon reason and justice, and the rules of conduct governing individual relations between citizens or subjects of a civilized state are equally applicable as between enlightened nations. The considerations that international law is without a court for its enforcement, and that obedience to its commands practically depends upon good faith, instead of upon the mandate of a superior tribunal, only give additional sanction to the law itself and brand any deliberate infraction of it not merely as wrong but as a disgrace.

These principles apply to the present case with irresistible force when the special conditions of [Queen Lili’uokalani’s] surrender of her sovereignty are recalled. [The Queen] surrendered not to the provisional government, but to the United States. She surrendered not absolutely and permanently, but temporarily and conditionally until such time as the facts could be considered by the United States.

“Then, on July 6, 2011, Governor Neil Abercrombie signed Senate Bill 1520 into law as Act 195. Uncle Bruss said at the bill signing, ‘For the k̄naka maoli, this measure is one more important step in a very long and arduous journey toward justice. Indeed, this journey has taken more than a span of a single life. It has taken generations. For all of the people of Hawai’i, it marks a historic and positive step in the reconciliation process, mending relations between the State of Hawai’i and the Native Hawaiian people.’

“Mahalo a nui loa, Uncle Bruss. This is your legacy, your life’s work, and we are proud to have been with you on part of this journey, shoulder to shoulder, as we shared your aloha. You taught us the meaning of ‘m̄lama,’ to care for our people, especially our k̄puna and our children; ‘h̄’ihi,’ to respect the views of all; and ‘kuleana,’ to take responsibility – these core values were the beginning of our great friendship with Uncle Bruss, whose love and steadfastness for the betterment of conditions for our beloved Hawai’i will remain with us always.

“I’d like to close with his own words, when he, in fact, said, ‘I have engaged in a lifetime of endeavors, striving to better the lot of my Hawaiian people and our heritage and culture.’ Aloha a hui hou no, Ali’i Sir H.K. Bruss Keppeler. Mahalo pau loa, mahalo nui. Aloha.”

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 Fifty-Second Day.

At this time, Senator Kouchi introduced Hawai’i County Councilmember Dennis “Fresh” Onishi, who was accompanied by his “executive chef” Sonny in the gallery.

Senator Tokuda recognized the presence of J. N. Musto in the gallery.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 1110 to 1120) were read by the Clerk and were placed on file:

Gov. Msg. No. 1110, informing the Senate that on April 15, 2014, the Governor signed into law House Bill No. 2387 as Act 10, entitled: “RELATING TO SMALL BOAT HARBORS.”

Gov. Msg. No. 1111, informing the Senate that on April 15, 2014, the Governor signed into law House Bill No. 1664, H.D. 1 as Act 11, entitled: “RELATING TO FIRE PROTECTION FOR FIREWORKS.”

Gov. Msg. No. 1112, informing the Senate that on April 15, 2014, the Governor signed into law House Bill No. 1903, H.D. 1 as Act 12, entitled: “RELATING TO OUTDOOR HERITAGE MONTH.”

Gov. Msg. No. 1113, informing the Senate that on April 15, 2014, the Governor signed into law House Bill No. 2142 as Act 13, entitled: “RELATING TO POST-SECONDARY EDUCATION.”

Gov. Msg. No. 1114, informing the Senate that on April 15, 2014, the Governor signed into law Senate Bill No. 2839, S.D. 1 as Act 14, entitled: “RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.”

Gov. Msg. No. 1115, informing the Senate that on April 15, 2014, the Governor signed into law Senate Bill No. 1065, S.D. 1 as Act 15, entitled: “MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.”

Gov. Msg. No. 1116, informing the Senate that on April 15, 2014, the Governor signed into law Senate Bill No. 2136, S.D. 1 as Act 16, entitled: “RELATING TO EDUCATION.”

Gov. Msg. No. 1117, informing the Senate that on April 15, 2014, the Governor signed into law Senate Bill No. 2137 as Act 17, entitled: “RELATING TO THE TERMS OF MEMBERS OF THE BOARD OF EDUCATION.”

Gov. Msg. No. 1118, informing the Senate that on April 15, 2014, the Governor signed into law Senate Bill No. 2420, S.D. 1 as Act 18, entitled: “RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR STATE AND COUNTY EMPLOYEES.”

Gov. Msg. No. 1119, informing the Senate that on April 15, 2014, the Governor signed into law House Bill No. 1579 as Act 19, entitled: “RELATING TO JUDGMENT LIENS.”

Gov. Msg. No. 1120, informing the Senate that on April 15, 2014, the Governor signed into law Senate Bill No. 2033, H.D. 1 as Act 20, entitled: “RELATING TO DENTISTS.”

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 692 to 695) were read by the Clerk and were placed on file:

Hse. Com. No. 692, informing the Senate that on April 16, 2014, the House made the following changes to the conferees on the following measures:

H.B. No. 1280, H.D. 2 (S.D. 1):

Representative Tsuji added as a manager.

H.B. No. 1652, H.D. 1 (S.D. 2):

Representative Tsuji added as a manager.

H.B. No. 1737, H.D. 1 (S.D. 1):

Discharged Representative Har.

H.B. No. 1966, H.D. 1 (S.D. 2):

Discharged Representative Har.

H.B. No. 2038, H.D. 1 (S.D. 2):

Discharged Representative Har.

H.B. No. 2169, H.D. 1 (S.D. 1):

Representative Tsuji added as a manager.

S.B. No. 2486, S.D. 1 (H.D. 1):

Representative Tsuji added as a manager.

S.B. No. 3092, S.D. 2 (H.D. 1):

Representative Tsuji added as a manager.

Hse. Com. No. 693, returning S.C.R. No. 69, S.D. 1, which was adopted by the House of Representatives on April 16, 2014.

Hse. Com. No. 694, returning S.C.R. No. 145, S.D. 1, which was adopted by the House of Representatives on April 16, 2014.

Hse. Com. No. 695, informing the Senate that on April 16, 2014, the Speaker appointed conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House bill:

H.B. No. 2371, H.D. 1 (S.D. 1):

Representatives Carroll, Luke, co-chairs; Kobayashi, Woodson, Johanson.

STANDING COMMITTEE REPORTS

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. 3464) recommending that H.C.R. No. 110, H.D. 2, as amended in S.D. 1, 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 H.C.R. No. 110, H.D. 2, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO ESTABLISH A WORKING GROUP TO RECOMMEND LEGISLATION OR CHANGES TO ADMINISTRATIVE RULES TO DEVELOP CONTRACTUAL OBLIGATIONS BETWEEN THE STATE AND WIRELESS TELECOMMUNICATION SERVICE PROVIDERS AS TO THE USE OF PUBLIC LANDS FOR WIRELESS TELECOMMUNICATION INFRASTRUCTURE," was referred to the Committee on Ways and Means.

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. 3465)

recommending that H.C.R. No. 100 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 H.C.R. No. 100, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO PROVIDE COVERAGE FOR MEDICALLY NECESSARY TREATMENT OF OROFACIAL ANOMALIES," was referred to the Committee on Ways and Means.

Senators Green and Tokuda, for the Committee on Health and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 3466) recommending that H.C.R. No. 238, as amended in S.D. 1, 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 H.C.R. No. 238, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE SUPERINTENDENT OF EDUCATION AND THE DIRECTOR OF HEALTH TO FORM A WORKING GROUP TO ASSESS WHETHER CHILDREN IN HAWAII WHO ARE DEAF OR SEVERELY HARD OF HEARING AND WHO CHOOSE THE AURAL/ORAL ROUTE OF COMMUNICATION RECEIVE PROPER TRAINING AND SUPPORT TO LEARN SPOKEN LANGUAGE SKILLS," was referred to the Committee on Ways and Means.

Senator Green, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3467) recommending that H.C.R. No. 122, H.D. 1, as amended in S.D. 1, 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 H.C.R. No. 122, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DIRECTOR OF HEALTH TO CONVENE A TASK FORCE TO ASSESS THE SCOPE AND FEASIBILITY OF ESTABLISHING AN EMERGENCY SERVICES PATIENT ADVOCATE PROGRAM," was referred to the Committee on Ways and Means.

Senators Green and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 3468) recommending that H.C.R. No. 78, H.D. 1, as amended in S.D. 1, 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 H.C.R. No. 78, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A FAMILY CAREGIVERS WORKING GROUP TO EXAMINE AND ASSESS THE ROLE OF CAREGIVING FOR PATIENTS RELEASED FROM HOSPITALS, THE STATE OF THEIR OVERALL CIRCUMSTANCES, AND THE RESOURCES IN THE COMMUNITY NEEDED AND AVAILABLE TO ASSIST THEM," was referred to the Committee on Ways and Means.

Senator Green, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3469) recommending that H.C.R. No. 202, H.D. 1, as amended in S.D. 1, 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 H.C.R. No. 202, H.D. 1, S.D. 1, entitled: "HOUSE

CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A WORKING GROUP TO RECOMMEND WAYS TO REDUCE INCIDENTS OF SEPSIS AND SEPSIS DEATHS IN THE STATE," was referred to the Committee on Ways and Means.

Senators Dela Cruz and Kahele, for the Committee on Economic Development, Government Operations and Housing and the Committee on Tourism, presented a joint report (Stand. Com. Rep. No. 3470) recommending that H.C.R. No. 77, H.D. 1, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3470 and H.C.R. No. 77, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING LEGISLATIVE SUPPORT FOR THE HAWAII FOOD AND WINE FESTIVAL AND DECLARING THE FESTIVAL TO BE THE NEXT AGRICULTURAL AND CULINARY MOVEMENT IN THE STATE OF HAWAII," was deferred until Monday, April 21, 2014.

Senator Solomon, for the Committee on Water and Land, presented a report (Stand. Com. Rep. No. 3471) recommending that H.C.R. No. 170, H.D. 1 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3471 and H.C.R. No. 170, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ADOPT RULES TO MANAGE MANTA RAY DIVE SITES," was deferred until Monday, April 21, 2014.

Senators Gabbard and Nishihara, for the Committee on Energy and Environment and the Committee on Agriculture, presented a joint report (Stand. Com. Rep. No. 3472) recommending that H.C.R. No. 47 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3472 and H.C.R. No. 47, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII DEPARTMENT OF AGRICULTURE AND UNITED STATES DEPARTMENT OF AGRICULTURE TO TAKE ADMINISTRATIVE ACTIONS TO PROTECT OHIA AND OTHER MYRTACEAE FAMILY PLANTS FROM THE DESTRUCTIVE RUST FUNGUS, *PUCCINIA PSIDII*," was deferred until Monday, April 21, 2014.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3473) 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. 643.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3473 and Gov. Msg. No. 643 was deferred until Monday, April 21, 2014.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3474) recommending that the Senate advise and consent to the nomination of AMY MONK to the Commission on the Status of Women, in accordance with Gov. Msg. No. 644.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3474 and Gov. Msg. No. 644 was deferred until Monday, April 21, 2014.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 3475) recommending that the Senate advise and consent to the nomination of DANNY VASCONCELLOS to the Labor and Industrial Relations Appeals Board, in accordance with Gov. Msg. No. 645.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3475 and Gov. Msg. No. 645 was deferred until Monday, April 21, 2014.

Senator Taniguchi, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3476) recommending that the Senate advise and consent to the nomination of DAVID DUFFY to the Board of Directors of the Research Corporation of the University of Hawaii, in accordance with Gov. Msg. No. 675.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3476 and Gov. Msg. No. 675 was deferred until Monday, April 21, 2014.

Senator Taniguchi, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 3477) recommending that H.C.R. No. 12, H.D. 1, as amended in S.D. 1, 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 H.C.R. No. 12, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO AFFIRM ITS COMMITMENT TO UPHOLDING THE TENETS OF TITLE IX OF THE EDUCATION AMENDMENT ACT OF 1972 AND THE VIOLENCE AGAINST WOMEN REAUTHORIZATION ACT 2013 AND THE UNIVERSITY OF HAWAII'S DEDICATION TO ENDING ALL FORMS OF SEXUAL VIOLENCE ON HAWAII CAMPUSES THROUGH A REPORT ON THE STATUS OF TITLE IX OF THE EDUCATION AMENDMENT ACT OF 1972 AND VIOLENCE AGAINST WOMEN REAUTHORIZATION ACT 2013 POLICIES, PROCEDURES, STAFFING, AND STATISTICS," was referred to the Committee on Judiciary and Labor.

ORDER OF THE DAY

AGREE/DISAGREE

MATTER DEFERRED FROM WEDNESDAY, APRIL 16, 2014

S.C.R. No. 83 (H.D. 1):

By unanimous consent, action on S.C.R. No. 83 (H.D. 1), entitled: "SENATE CONCURRENT RESOLUTION COMMENDING AND SUPPORTING THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS' COLLABORATIVE WORK WITH THE NATIONAL AERONAUTICS AND SPACE ADMINISTRATION AND PRIVATE INDUSTRIES IN THE AREAS OF BASALTIC CONCRETE AND ADDITIVE MANUFACTURING AND REQUESTING COLLABORATION TO EXPLORE OPPORTUNITIES FOR APPLICATIONS OF BASALTIC CONCRETE AND ADDITIVE MANUFACTURING," was deferred until Monday, April 21, 2014.

ADVISE AND CONSENT

Stand. Com. Rep. No. 3429 (Gov. Msg. Nos. 653 and 654):

Senator Green moved that Stand. Com. Rep. No. 3429 be received and placed on file, seconded by Senator Baker and carried.

Senator Green then moved that the Senate advise and consent to the nominations to the Board of Directors of the Hawaii Health Systems Corporation of the following:

ANDREW GARRETT, term to expire June 30, 2017 (Gov. Msg. No. 653); and

BRANDON STARR, term to expire June 30, 2017 (Gov. Msg. No. 654),

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. 3430 (Gov. Msg. Nos. 657, 658, 659, 660, 661, and 662):

Senator Green moved that Stand. Com. Rep. No. 3430 be received and placed on file, seconded by Senator Baker and carried.

Senator Green then moved that the Senate advise and consent to the nominations to the Emergency Medical Services Advisory Committee of the following:

LYNETTE SCHAEFER, term to expire June 30, 2016 (Gov. Msg. No. 657);

DIAN GRUBER, term to expire June 30, 2018 (Gov. Msg. No. 658);

CHARLES GRIEP, term to expire June 30, 2014 (Gov. Msg. No. 659);

CHARLES GRIEP, term to expire June 30, 2018 (Gov. Msg. No. 660);

CODY BONILLA, term to expire June 30, 2015 (Gov. Msg. No. 661); and

RONALD KURODA, term to expire June 30, 2017 (Gov. Msg. No. 662),

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. 3431 (Gov. Msg. No. 663):

Senator Green moved that Stand. Com. Rep. No. 3431 be received and placed on file, seconded by Senator Baker and carried.

Senator Green then moved that the Senate advise and consent to the nomination of ORIANNA SKOMOROCH to the Health Planning Council, Kauai Subarea, term to expire June 30, 2018, 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. 3432 (Gov. Msg. Nos. 664, 665, 666, and 667):

Senator Green moved that Stand. Com. Rep. No. 3432 be received and placed on file, seconded by Senator Baker and carried.

Senator Green then moved that the Senate advise and consent to the nominations to the Radiologic Technology Board of the following:

JODI ANN NAKAOKA, term to expire June 30, 2018 (Gov. Msg. No. 664);

ANITA TUUA, term to expire June 30, 2018 (Gov. Msg. No. 665);

ANA KAUWE, term to expire June 30, 2017 (Gov. Msg. No. 666); and

DONALD WOOD, term to expire June 30, 2017 (Gov. Msg. No. 667),

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. 3433 (Gov. Msg. Nos. 655 and 656):

Senator Green moved that Stand. Com. Rep. No. 3433 be received and placed on file, seconded by Senator Baker and carried.

Senator Green then moved that the Senate advise and consent to the nominations to the Board of Health of the following:

HEATHER HAYNES, term to expire June 30, 2016 (Gov. Msg. No. 655); and

OPAL BUCHTHAL, term to expire June 30, 2017 (Gov. Msg. No. 656),

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. 3434 (Gov. Msg. Nos. 668, 669, 670, 671, 672, and 673):

Senator Green moved that Stand. Com. Rep. No. 3434 be received and placed on file, seconded by Senator Baker and carried.

Senator Green then moved that the Senate advise and consent to the nominations to the State Council on Developmental Disabilities of the following:

ALBERT PEREZ, term to expire June 30, 2015 (Gov. Msg. No. 668);

CAROLINE CADIRAO, term to expire June 30, 2018 (Gov. Msg. No. 669);

BARBARA IOLI, term to expire June 30, 2018 (Gov. Msg. No. 670);

MAXINE NAGAMINE, term to expire June 30, 2018 (Gov. Msg. No. 671);

JOANN YUEN, term to expire June 30, 2018 (Gov. Msg. No. 672); and

SHAYNE TOKITA, term to expire June 30, 2017 (Gov. Msg. No. 673),

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. 3435 (Gov. Msg. No. 532):

Senator Hee moved that Stand. Com. Rep. No. 3435 be received and placed on file, seconded by Senator Shimabukuro and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of RICHARD LENTES III to the Hoisting Machine Operators Advisory Board, term to expire June 30, 2016, seconded by Senator Shimabukuro.

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. 3436 (Gov. Msg. No. 533):

Senator Hee moved that Stand. Com. Rep. No. 3436 be received and placed on file, seconded by Senator Shimabukuro and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of JERRY RAUCKHORST to the Board of Trustees of the Employees' Retirement System, term to expire January 1, 2020, seconded by Senator Shimabukuro.

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. 3437 (Gov. Msg. No. 599):

Senator Hee moved that Stand. Com. Rep. No. 3437 be received and placed on file, seconded by Senator Shimabukuro and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of KANOE MARGOL to the Board of Trustees of the Deferred Compensation Plan, term to expire June 30, 2018, seconded by Senator Shimabukuro.

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. 3438 (Gov. Msg. No. 704):

Senator Solomon moved that Stand. Com. Rep. No. 3438 be received and placed on file, seconded by Senator Galuteria and carried.

Senator Solomon then moved that the Senate advise and consent to the nomination of STANLEY ROEHRIG to the Board of Land and Natural Resources, term to expire June 30, 2018, seconded by Senator Galuteria.

Senator Solomon rose to speak in support of the nominee as follows:

“Thank you, Madam President. I’m speaking in very strong support on Gov. Msg. No. 704, Stand. Com. Rep. No. 3438, and this is asking for my colleagues to vote in very strong support for Stanley Roehrig, and I have some comments, Madam President. Just to reiterate the mana’o that was in our committee report that was presented for your consideration, Mr. Roehrig possesses a wealth of knowledge about the culture, development, and geography of the County of Hawai’i, as well as issues concerning the island of Hawai’i, having been a resident of the island since 1966. Your committee finds that Mr. Roehrig’s knowledge of Hawai’i law, experience in the County of Hawai’i community, and interest in land and ocean issues in Hawai’i will enable him to make significant contributions to the Board of Land and Natural Resources.

“And also, Madam President, I would like to express a very special mahalo to Stanley for defending myself and three other plaintiffs in *Solomon v. Abercrombie*, on behalf of the plaintiffs, in the state court proceedings before the State Supreme Court on the reapportioning of the State Senate to add a fourth Senate seat to the County of Hawai’i. Thank you.”

Senator Kahele rose to speak in support of the nominee as follows:

“Thank you. Colleagues, I rise in strong support of my friend, Stan Roehrig, and his appointment to the Board of Land and Natural Resources. I’ve known Stan for many, many years. He’s a remarkable individual, ‘ōlelo o Hawai’i, and he speaks fondly of his friends and family. His son, Nate, is in the audience also and is sitting next to him. But Stan is just a wonderful person, a keiki o ka ‘āina, and I know that he’ll do a fantastic job on the Board of Land and Natural Resources. Thank you, Madam 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. 3439 (Gov. Msg. Nos. 528, 529, 650, and 651):

Senator Tokuda moved that Stand. Com. Rep. No. 3439 be received and placed on file, seconded by Senator Kidani and carried.

Senator Tokuda then moved that the Senate advise and consent to the nominations to the Early Learning Advisory Board of the following:

LISA KIMURA, term to expire June 30, 2014 (Gov. Msg. No. 528);

LISA KIMURA, term to expire June 30, 2016 (Gov. Msg. No. 529);

ALFRED CASTLE, term to expire June 30, 2016 (Gov. Msg. No. 650); and

M. NAMAKAOKALANI RAWLINS, term to expire June 30, 2016 (Gov. Msg. No. 651),

seconded by Senator Kidani.

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. 3440 (Gov. Msg. No. 649):

Senator Tokuda moved that Stand. Com. Rep. No. 3440 be received and placed on file, seconded by Senator Kidani and carried.

Senator Tokuda then moved that the Senate advise and consent to the nomination of TERRY HOLCK to the Hawaii Teacher Standards Board, term to expire June 30, 2017, seconded by Senator Kidani.

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. 3441 (Gov. Msg. No. 530):

Senator Tokuda moved that Stand. Com. Rep. No. 3441 be received and placed on file, seconded by Senator Kidani and carried.

Senator Tokuda then moved that the Senate advise and consent to the nomination of J. N. MUSTO to the Education Commission of the States, term to expire June 30, 2018, seconded by Senator Kidani.

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. 3442 (Gov. Msg. Nos. 591 and 592):

Senator Baker moved that Stand. Com. Rep. No. 3442 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Board of Private Detectives and Guards of the following:

GARY YABUTA, term to expire June 30, 2018 (Gov. Msg. No. 591); and

DARRYL PERRY, term to expire June 30, 2018 (Gov. Msg. No. 592),

seconded by Senator Taniguchi.

Senator Baker rose to speak in support of the nominees as follows:

“Thank you, Madam President. I, too, rise in strong support of Stand. Com. Rep. Nos. 3442 through 3457. These are all Governor’s Messages making nominations to various boards and commissions of DCCA and in the jurisdiction of my Commerce and Consumer Protection Committee. These are reappointments, as well as some new faces, and all are highly qualified. I’m pleased to say that the quality of the nominations that have come to our committee – whether they are reappointments or new individuals, or public members as well as licensees – has been of the highest order, and I’m pleased to stand in strong support of all of them. Thank you.”

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. 3443 (Gov. Msg. No. 600):

Senator Baker moved that Stand. Com. Rep. No. 3443 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of DEMETRIO CONSTANTINO to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, term to expire June 30, 2018, seconded by Senator Taniguchi.

Senator Baker rose to speak in support of the nominee as follows:

“Thank you, Madam President. I, too, rise in strong support of Stand. Com. Rep. Nos. 3442 through 3457. These are all Governor’s Messages making nominations to various boards and commissions of DCCA and in the jurisdiction of my Commerce and Consumer Protection Committee. These are reappointments, as well as some new faces, and all are highly qualified. I’m pleased to say that the quality of the nominations that have come to our committee – whether they are reappointments or new individuals, or public members as well as licensees – has been of the highest order, and I’m pleased to stand in strong support of all of them. Thank you.”

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. 3444 (Gov. Msg. Nos. 613, 624, and 625):

Senator Baker moved that Stand. Com. Rep. No. 3444 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Board of Dental Examiners of the following:

JOY SHIMABUKU, term to expire June 30, 2017 (Gov. Msg. No. 613);

MARIANNE TIMMERMAN, term to expire June 30, 2015 (Gov. Msg. No. 624); and

EARL HASEGAWA, term to expire June 30, 2018 (Gov. Msg. No. 625),

seconded by Senator Taniguchi.

Senator Baker rose to speak in support of the nominees as follows:

“Thank you, Madam President. I, too, rise in strong support of Stand. Com. Rep. Nos. 3442 through 3457. These are all Governor’s Messages making nominations to various boards and commissions of DCCA and in the jurisdiction of my Commerce and Consumer Protection Committee. These are reappointments, as well as some new faces, and all are highly qualified. I’m pleased to say that the quality of the nominations that have come to our committee – whether they are reappointments or new individuals, or public members as well as licensees – has been of the highest order, and I’m pleased to stand in strong support of all of them. Thank you.”

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. 3445 (Gov. Msg. No. 614):

Senator Baker moved that Stand. Com. Rep. No. 3445 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of BARRY SHITAMOTO to the Hawaii Medical Board, term to expire June 30, 2018, seconded by Senator Taniguchi.

Senator Baker rose to speak in support of the nominee as follows:

“Thank you, Madam President. I, too, rise in strong support of Stand. Com. Rep. Nos. 3442 through 3457. These are all Governor’s Messages making nominations to various boards and commissions of DCCA and in the jurisdiction of my Commerce and Consumer Protection Committee. These are reappointments, as well as some new faces, and all are highly qualified. I’m pleased to say that the quality of the nominations that have come to our committee – whether they are reappointments or new individuals, or public members as well as licensees – has been of the highest order, and I’m pleased to stand in strong support of all of them. Thank you.”

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. 3446 (Gov. Msg. No. 615):

Senator Baker moved that Stand. Com. Rep. No. 3446 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of WENDEE WILSON to the Motor Vehicle Industry Licensing Board, term to expire June 30, 2016, seconded by Senator Taniguchi.

Senator Baker rose to speak in support of the nominee as follows:

“Thank you, Madam President. I, too, rise in strong support of Stand. Com. Rep. Nos. 3442 through 3457. These are all Governor’s Messages making nominations to various boards and commissions of DCCA and in the jurisdiction of my Commerce and Consumer Protection Committee. These are reappointments, as well as some new faces, and all are highly qualified. I’m pleased to say that the quality of the nominations that have come to our committee – whether they are reappointments or new individuals, or public members as well as licensees – has been of the highest order, and I’m pleased to stand in strong support of all of them. Thank you.”

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. 3447 (Gov. Msg. Nos. 616 and 635):

Senator Baker moved that Stand. Com. Rep. No. 3447 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Board of Psychology of the following:

MARTY OLIPHANT, term to expire June 30, 2018 (Gov. Msg. No. 616); and

ROSEMARY ADAM-TEREM, term to expire June 30, 2018 (Gov. Msg. No. 635),

seconded by Senator Taniguchi.

Senator Baker rose to speak in support of the nominees as follows:

“Thank you, Madam President. I, too, rise in strong support of Stand. Com. Rep. Nos. 3442 through 3457. These are all Governor’s Messages making nominations to various boards and commissions of DCCA and in the jurisdiction of my Commerce and Consumer Protection Committee. These are reappointments, as well as some new faces, and all are highly qualified. I’m pleased to say that the quality of the nominations that have come to our committee – whether they are reappointments or new individuals, or public members as well as licensees – has been of the highest order, and I’m pleased to stand in strong support of all of them. Thank you.”

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. 3448 (Gov. Msg. Nos. 626 and 627):

Senator Baker moved that Stand. Com. Rep. No. 3448 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Board of Directors of the Hawaii Hurricane Relief Fund of the following:

STAFFORD KIGUCHI, term to expire June 30, 2015 (Gov. Msg. No. 626); and

MICHAEL HAMNETT, term to expire June 30, 2017 (Gov. Msg. No. 627),

seconded by Senator Taniguchi.

Senator Baker rose to speak in support of the nominees as follows:

“Thank you, Madam President. I, too, rise in strong support of Stand. Com. Rep. Nos. 3442 through 3457. These are all Governor’s Messages making nominations to various boards and commissions of DCCA and in the jurisdiction of my Commerce and Consumer Protection Committee. These are reappointments, as well as some new faces, and all are highly qualified. I’m pleased to say that the quality of the nominations that have come to our committee – whether they are reappointments or new individuals, or public members as well as licensees – has been of the highest order, and I’m pleased to stand in strong support of all of them. Thank you.”

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. 3449 (Gov. Msg. Nos. 628, 629, and 630):

Senator Baker moved that Stand. Com. Rep. No. 3449 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Board of Massage Therapy of the following:

OLIVIA NAGASHIMA, term to expire June 30, 2018 (Gov. Msg. No. 628);

STEPHANIE BATH, term to expire June 30, 2014 (Gov. Msg. No. 629); and

STEPHANIE BATH, term to expire June 30, 2018 (Gov. Msg. No. 630),

seconded by Senator Taniguchi.

Senator Baker rose to speak in support of the nominees as follows:

“Thank you, Madam President. I, too, rise in strong support of Stand. Com. Rep. Nos. 3442 through 3457. These are all Governor’s Messages making nominations to various boards and commissions of DCCA and in the jurisdiction of my Commerce and Consumer Protection Committee. These are reappointments, as well as some new faces, and all are highly qualified. I’m pleased to say that the quality of the nominations that have come to our committee – whether they are reappointments or new individuals, or public members as well as licensees – has been of the highest order, and I’m pleased to stand in strong support of all of them. Thank you.”

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. 3450 (Gov. Msg. No. 631):

Senator Baker moved that Stand. Com. Rep. No. 3450 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of MARCELLA CHOCK to the Board of Pharmacy, term to expire June 30, 2018, seconded by Senator Taniguchi.

Senator Baker rose to speak in support of the nominee as follows:

“Thank you, Madam President. I, too, rise in strong support of Stand. Com. Rep. Nos. 3442 through 3457. These are all

Governor's Messages making nominations to various boards and commissions of DCCA and in the jurisdiction of my Commerce and Consumer Protection Committee. These are reappointments, as well as some new faces, and all are highly qualified. I'm pleased to say that the quality of the nominations that have come to our committee – whether they are reappointments or new individuals, or public members as well as licensees – has been of the highest order, and I'm pleased to stand in strong support of all of them. Thank you.”

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. 3451 (Gov. Msg. No. 632):

Senator Baker moved that Stand. Com. Rep. No. 3451 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of RUSSELL CHUNG to the Board of Physical Therapy, term to expire June 30, 2017, seconded by Senator Taniguchi.

Senator Baker rose to speak in support of the nominee as follows:

“Thank you, Madam President. I, too, rise in strong support of Stand. Com. Rep. Nos. 3442 through 3457. These are all Governor's Messages making nominations to various boards and commissions of DCCA and in the jurisdiction of my Commerce and Consumer Protection Committee. These are reappointments, as well as some new faces, and all are highly qualified. I'm pleased to say that the quality of the nominations that have come to our committee – whether they are reappointments or new individuals, or public members as well as licensees – has been of the highest order, and I'm pleased to stand in strong support of all of them. Thank you.”

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. 3452 (Gov. Msg. No. 636):

Senator Baker moved that Stand. Com. Rep. No. 3452 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of GARY BELCHER to the Board of Speech Pathology and Audiology, term to expire June 30, 2016, seconded by Senator Taniguchi.

Senator Baker rose to speak in support of the nominee as follows:

“Thank you, Madam President. I, too, rise in strong support of Stand. Com. Rep. Nos. 3442 through 3457. These are all Governor's Messages making nominations to various boards and commissions of DCCA and in the jurisdiction of my Commerce and Consumer Protection Committee. These are reappointments, as well as some new faces, and all are highly qualified. I'm pleased to say that the quality of the nominations that have come to our committee – whether they are reappointments or new individuals, or public members as well as licensees – has been of the highest order, and I'm pleased to stand in strong support of all of them. Thank you.”

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. 3453 (Gov. Msg. No. 637):

Senator Baker moved that Stand. Com. Rep. No. 3453 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of ROY SASUGA to the Motor Vehicle Repair Industry Board, term to expire June 30, 2018, seconded by Senator Taniguchi.

Senator Baker rose to speak in support of the nominee as follows:

“Thank you, Madam President. I, too, rise in strong support of Stand. Com. Rep. Nos. 3442 through 3457. These are all Governor's Messages making nominations to various boards and commissions of DCCA and in the jurisdiction of my Commerce and Consumer Protection Committee. These are reappointments, as well as some new faces, and all are highly qualified. I'm pleased to say that the quality of the nominations that have come to our committee – whether they are reappointments or new individuals, or public members as well as licensees – has been of the highest order, and I'm pleased to stand in strong support of all of them. Thank you.”

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. 3454 (Gov. Msg. No. 638):

Senator Baker moved that Stand. Com. Rep. No. 3454 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of JONATHAN MONTALBO to the Pest Control Board, term to expire June 30, 2017, seconded by Senator Taniguchi.

Senator Baker rose to speak in support of the nominee as follows:

“Thank you, Madam President. I, too, rise in strong support of Stand. Com. Rep. Nos. 3442 through 3457. These are all Governor's Messages making nominations to various boards and commissions of DCCA and in the jurisdiction of my Commerce and Consumer Protection Committee. These are reappointments, as well as some new faces, and all are highly qualified. I'm pleased to say that the quality of the nominations that have come to our committee – whether they are reappointments or new individuals, or public members as well as licensees – has been of the highest order, and I'm pleased to stand in strong support of all of them. Thank you.”

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. 3455 (Gov. Msg. Nos. 639 and 640):

Senator Baker moved that Stand. Com. Rep. No. 3455 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Real Estate Commission of the following:

SCOTT SHERLEY, term to expire June 30, 2018 (Gov. Msg. No. 639); and

MICHAEL PANG, term to expire June 30, 2018 (Gov. Msg. No. 640),

seconded by Senator Taniguchi.

Senator Baker rose to speak in support of the nominees as follows:

“Thank you, Madam President. I, too, rise in strong support of Stand. Com. Rep. Nos. 3442 through 3457. These are all Governor’s Messages making nominations to various boards and commissions of DCCA and in the jurisdiction of my Commerce and Consumer Protection Committee. These are reappointments, as well as some new faces, and all are highly qualified. I’m pleased to say that the quality of the nominations that have come to our committee – whether they are reappointments or new individuals, or public members as well as licensees – has been of the highest order, and I’m pleased to stand in strong support of all of them. Thank you.”

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. 3456 (Gov. Msg. No. 698):

Senator Baker moved that Stand. Com. Rep. No. 3456 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of TIMOTHY BRYAN to the Cable Advisory Committee, term to expire June 30, 2015, seconded by Senator Taniguchi.

Senator Baker rose to speak in support of the nominee as follows:

“Thank you, Madam President. I, too, rise in strong support of Stand. Com. Rep. Nos. 3442 through 3457. These are all Governor’s Messages making nominations to various boards and commissions of DCCA and in the jurisdiction of my Commerce and Consumer Protection Committee. These are reappointments, as well as some new faces, and all are highly qualified. I’m pleased to say that the quality of the nominations that have come to our committee – whether they are reappointments or new individuals, or public members as well as licensees – has been of the highest order, and I’m pleased to stand in strong support of all of them. Thank you.”

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. 3457 (Gov. Msg. No. 699):

Senator Baker moved that Stand. Com. Rep. No. 3457 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of DANNY MATSUOKA to the Contractors License Board, term to expire June 30, 2018 (term amended to June 30, 2017 by Gov. Msg. No. 708), seconded by Senator Taniguchi.

Senator Baker rose to speak in support of the nominee as follows:

“Thank you, Madam President. I, too, rise in strong support of Stand. Com. Rep. Nos. 3442 through 3457. These are all Governor’s Messages making nominations to various boards and commissions of DCCA and in the jurisdiction of my Commerce and Consumer Protection Committee. These are reappointments, as well as some new faces, and all are highly qualified. I’m pleased to say that the quality of the nominations that have come to our committee – whether they are reappointments or new individuals, or public members as well

as licensees – has been of the highest order, and I’m pleased to stand in strong support of all of them. Thank you.”

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At this time, Senator Solomon introduced Stanley Roehrig, newly confirmed member of the Board of Land and Natural Resources, who was accompanied in the gallery by his son, Nate.

Senator Baker introduced Wendee Wilson, newly confirmed member of the Motor Vehicle Industry Licensing Board; Stafford Kiguchi and Michael Hamnett, newly confirmed members of the Board of Directors of the Hawaii Hurricane Relief Fund; and Scott Sherley, newly confirmed member of the Real Estate Commission.

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM WEDNESDAY, APRIL 16, 2014

Stand. Com. Rep. No. 3425 (H.C.R. No. 32):

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.C.R. No. 32, entitled: “HOUSE CONCURRENT RESOLUTION URGING CONGRESS, HAWAII FINANCIAL INSTITUTIONS, AND HAWAII BUSINESSES TO ADOPT LEGISLATION, POLICIES, AND PROCEDURES TO USE IDENTITY THEFT-RESISTANT CREDIT CARDS,” was adopted.

Stand. Com. Rep. No. 3426 (H.C.R. No. 167):

Senator Espero moved that Stand. Com. Rep. No. 3426 and H.C.R. No. 167 be adopted, seconded by Senator Slom.

Senator Taniguchi rose to request that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Taniguchi’s remarks read as follows:

“Madam President, I rise to speak in support of House Concurrent Resolution No. 167. HCR 167 proposes the establishment of a task force to plan and coordinate the celebration of the fiftieth anniversary of the State Foundation on Culture and the Arts.

“The State Foundation on Culture and the Arts was established by the Legislature in 1965. Its mission is to promote, perpetuate, preserve, and encourage culture and the arts, history, and the humanities as central to the quality of life of the people of Hawai‘i. Its creation made Hawai‘i eligible to receive federal grants from the National Endowment for the Arts. Next year, 2015, will mark the Foundation’s fiftieth anniversary, an occasion well-deserving of a statewide celebratory series of programs.

“The proposed task force of sixteen members, to be established within the Department of Accounting and General Services, will develop, plan, and coordinate various program activities to celebrate and commemorate the Foundation’s fiftieth anniversary, including a series of events from July 1, 2014 through December 31, 2015. The task force is to report to the Legislature prior to the convening of the Regular Session of 2015.

“Every day, and on every island, we are the beneficiaries of the vision of those legislators who advocated for the creation of the Foundation in 1965, and subsequent programs that were the first of their kind in the nation – the Art in Public Places

Program (1967) and the Artists in the Schools Program (1970). More recently, the Foundation has especially promoted and recognized Hawaii's talented visual and performing artists and folk artists.

"More personally for us, for six years now the Legislature has held its Art at the Capitol event on the first Friday in April. The majority of legislators, the Governor and Lieutenant Governor, and the Public Access Room have opened their offices after hours to share the extensive portion of the Art in Public Places collection that is displayed within the Capitol. Many of the artists whose works are displayed here have been able to participate and discuss their efforts. Members of the Hawaii Youth Symphony have performed during the event – providing a wonderful musical accompaniment to our enjoyment of the creativity and diversity of Hawaii's artists.

"It is appropriate for us to celebrate the tremendous work and accomplishments of the State Foundation on Culture and the Arts upon the occasion of its fiftieth anniversary, especially through a coordinated series of diverse cultural and artistic displays and performances. That coordination, in collaboration with many partners, will be the responsibility of the task force. The celebration will be of our people and their creativity. The experience and inspiration will be uniquely our own.

"I urge my colleagues to vote in support of HCR 167.

"Thank you, Madam President."

The motion was put by the Chair and carried, the report of the Committee was adopted and H.C.R. No. 167, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO PLAN AND COORDINATE THE CELEBRATION OF THE FIFTIETH ANNIVERSARY OF THE STATE FOUNDATION ON CULTURE AND THE ARTS," was adopted.

Stand. Com. Rep. No. 3427 (S.R. No. 8, S.D. 1):

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 8, S.D. 1, entitled: "SENATE RESOLUTION URGING THE UNITED STATES TO SUPPORT THE REPUBLIC OF CHINA'S (TAIWAN) PARTICIPATION IN THE TRANS-PACIFIC PARTNERSHIP," was adopted.

Stand. Com. Rep. No. 3428 (H.C.R. No. 242):

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.C.R. No. 242, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE MAYOR AND COUNCIL OF THE COUNTY OF MAUI TO TAKE NECESSARY STEPS TO ADOPT AND ACCEPT JURISDICTION FOR NAHIKU BRIDGE IN THE HANA DISTRICT OF THE COUNTY OF MAUI," was adopted.

RE-REFERRAL OF A HOUSE CONCURRENT RESOLUTION

The Chair re-referred the following House concurrent resolution that was received:

H.C.R. No.:	Re-referred to:
H.C.R. No. 74	Committee on Health

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 2321, S.D. 1 (H.D. 1):

Senator Ige moved that the Senate reconsider its action taken on April 10, 2014, in disagreeing to the amendments proposed by the House to S.B. No. 2321, S.D. 1, seconded by Senator Kidani and carried.

Senator Ige then moved that the Senate agree to the amendments proposed by the House to S.B. No. 2321, S.D. 1, seconded by Senator Kidani.

Senator Ige noted:

"Yes, Madam President. The House made just technical amendments to both of these bills and inserted a good effective date, and we are more than happy to proceed with both of them."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2321, S.D. 1, and S.B. No. 2321, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY," was placed on the calendar for Final Reading on Monday, April 21, 2014.

S.B. No. 2886, S.D. 1 (H.D. 1):

Senator Ige moved that the Senate reconsider its action taken on April 10, 2014, in disagreeing to the amendments proposed by the House to S.B. No. 2886, S.D. 1, seconded by Senator Kidani and carried.

Senator Ige then moved that the Senate agree to the amendments proposed by the House to S.B. No. 2886, S.D. 1, seconded by Senator Kidani.

Senator Ige noted:

"Yes, Madam President. The House made just technical amendments to both of these bills and inserted a good effective date, and we are more than happy to proceed with both of them."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2886, S.D. 1, and S.B. No. 2886, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," was placed on the calendar for Final Reading on Monday, April 21, 2014.

S.B. No. 2874 (H.D. 1):

Senator Solomon moved that the Senate reconsider its action taken on April 10, 2014, in disagreeing to the amendments proposed by the House to S.B. No. 2874, seconded by Senator Galuteria and carried.

Senator Solomon then moved that the Senate agree to the amendments proposed by the House to S.B. No. 2874, seconded by Senator Galuteria.

Senator Solomon noted:

"Thank you, Madam President, the House version added a new subsection (b) to Section 171-4, HRS, to set out the membership requirements for the Board of Land and Natural Resources. Other than that, there were just several technical changes."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2874, and S.B. No. 2874, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF LAND AND NATURAL RESOURCES," was placed on the calendar for Final Reading on Monday, April 21, 2014.

S.B. No. 2876, S.D. 2 (H.D. 2):

Senator Solomon moved that the Senate reconsider its action taken on April 10, 2014, in disagreeing to the amendments proposed by the House to S.B. No. 2876, S.D. 2, seconded by Senator Galuteria and carried.

Senator Solomon then moved that the Senate agree to the amendments proposed by the House to S.B. No. 2876, S.D. 2, seconded by Senator Galuteria.

Senator Solomon noted:

“There were just several technical changes.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2876, S.D. 2, and S.B. No. 2876, S.D. 2, H.D. 2, entitled: “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION TO ASSIST DAM AND RESERVOIR OWNERS,” was placed on the calendar for Final Reading on Monday, April 21, 2014.

At this time, Senator Hee rose to speak in a point of information as follows:

“Thank you, Madam President. I rise on two points: the first is a point of information. All members of the Senate should have received an electronic communication that was forwarded by me to you from the Ethics Commission. The Ethics Commission – I believe it was yesterday – took it upon themselves to evaluate and subsequently decide to open an investigation of nepotism at the Hawaii State Hospital as a result of the ongoing hearings conducted by your Senate committee investigating Hawaii State Hospital. All of you, if you have any questions, you should either come see me or call Mr. Kondo directly. He, evidently, is asking for some information. As soon as we get clearance from our attorney assigned to the investigative committee, my guess is we’ll be forwarding that information to the Ethics Commission.

Senator Hee continued to speak on a point of personal privilege as follows:

“The second reason I am rising is on a point of personal privilege. Today’s lead editorial is titled, ‘Repelling ants takes full effort.’ In short, what it is is the *Advertiser*’s enunciation of what really originated on the Senate floor several weeks ago as a result of a press conference held by your committee’s chair on Agriculture and me in my office. Long story short, Department of Ag evidently has seen the wisdom in disclosing the location of the little fire ants in Waimānalo. I’m not sure why it took so long for them to discover that people impacted in the immediate area really want to be helpful but cannot be helpful as long as a veil of secrecy conducted by the Department of Ag persisted. For whatever reason, Department of Ag should be acknowledged for understanding the virtue of full disclosure, particularly in areas populated by many people.

“The second reason my view is that this is an editorial worthy of note is it may be time for the Legislature to consider whether invasive species properly belongs in the jurisdiction of the Department of Agriculture. It’s my own opinion, having personal experience, that the Department of Health is much more effective in disclosing issues of public health and safety and also taking decisive action. I said earlier that many years ago, when I was running cattle on Moloka‘i, there was a bovine tuberculosis outbreak and the Department of Health wasted little time in placing a quarantine on an entire island – not part of the island, not a district of the island, but the entire island – and before too long, eliminated every living bovine on the island. In the case of Moloka‘i Ranch, it was in excess of 500 cow-calf units, and in the case of myself, who was using a homestead in Ho‘olehua, 40 head of cattle, because it was a public health issue.

“I would believe very strongly that those on the Big Island, in particular, who have been victimized by the little fire ant would agree that an issue like this is worthy of the public’s health and welfare going forward. So I believe, in light of the

truculence initially by the Department of Agriculture and their newfound virtue in full disclosure, that it may be worthy of thought by the Legislature to consider invasive species as a kuleana, going forward, prospectively, of the Department of Health. Thank you, Madam President.”

Senator Solomon rose to speak in response as follows:

“Thank you, Madam President. Although I want to commend the previous speaker for his concerns and remarks, I don’t totally agree. My thoughts were, as I have been deliberating on the issue through committee hearings, that I think we would be best served if we had an MOU with the counties. I feel that the counties should be the ones that should be more responsible for the eradication of invasive species within their respective kuleana. And I think that this is something that we should definitely look at, whether it’s going to be over the interim or, at least, for next session. Thank you.”

Senator Baker rose to thank the members for their Easter basket donations for the Institute for Human Services to help mothers and children at the shelter and those transitioning into housing.

Senator Thielen rose to make the following remarks:

“Thank you, Madam President. Getting back to the invasive species issue, I want to applaud the Department of Agriculture for taking a precautionary approach in doing a survey of the area before identifying the location of the little fire ants. There was some concern that some of them were located on private nurseries and it turns out, after the survey, that none of them were located on private nurseries. So, it was beneficial to those businesses not to have their reputation impugned until after the survey was done. And then, once the location was identified, the Department has announced it, which I think was a good, measured approach.

“I agree that we should take a look at the best way and most effective way for our state to eradicate invasive species, but I do want to point out: While some of them may be a public health concern, we do have a number of invasive species like miconia that don’t really affect the public health whatsoever, but they do affect the environmental health of our watersheds, and so, that’s something to take into consideration as we evaluate the issue. Thank you.”

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

“Thank you. I agree, in substance, with the previous speaker, but let’s be clear about something with little fire ants on O‘ahu. Those ants have been in Waimānalo for three years – *three* years. Thousand days. Three years. So, while we like to be patient with our state departments, 3 years is 2 years and 11 months too long to keep the public stupefied by what they believe to be little fire ants, but they just don’t know where in Waimānalo. And trying to put the best face on the Department of Ag is challenging, Madam President.

“So, rather than engage in some surgical procedure to find the black hole in the Department of Ag, suffice it to say, a lesson may have been learned. And that lesson was learned in large part, in my opinion, because of the discussion held on this carpet in this chamber. Now, maybe somebody wants to get up and say it was a mere coincidence; I don’t think so. I think the State Department of Ag needs to get its act together, and it begins with transparency. People are injured and people are getting hurt. Most of all, people are being kept in the dark by the ones whose paychecks are signed by them – not by the nurseries, but by the ones that are being kept in the dark. So, if we want to mollify the discussion by saying that they should be given credit, that’s okay with me. But let’s give them also what is their due. Little fire ants have been in Waimānalo for three

years and only now, the Department of Ag has found the wisdom in disclosure. I may write a certificate in that regard. Thank you, Madam President.”

The Chair then made the following announcement:

“The deadline to file committee reports on amended House concurrent resolutions in order to meet Monday’s second crossover deadline is 4:30 p.m. today. The Clerk’s office will distribute a list this evening of all resolutions to be scheduled for adoption on Monday.”

ADJOURNMENT

At 11:59 a.m., on motion by Senator Espero, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Monday, April 21, 2014.