HAWAII STATE HOUSE OF REPRESENTATIVES

REGULAR SESSION OF 2009

ROUGH DRAFT JOURNAL

NINTH DAY

FEBRUARY 4, 2009

OFFICE OF THE CHIEF CLERK

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NINTH DAY

Wednesday, February 4, 2009

The House of Representatives of the Twenty-Fifth Legislature of the State of Hawaii, Regular Session of 2009, convened at 12:04 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Dr. Lei Ahu Isa, after which the Roll was called showing all members present with the exception of Representatives Takai and Wakai, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Eighth Day was deferred.

ORDER OF THE DAY

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.R. Nos.	Referred to:
41	Committee on Public Safety, then to the Committee on Finance

H.C.R. Nos.	Referred to:
50	Committee on Public Safety, then to the Committee on Finance
51	Committee on Health, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

The following bills were re-referred to committee by the Speaker:

H.B. Nos.	Re-referred to:
812	Committee on Human Services, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

STANDING COMMITTEE REPORTS

Representative Chang, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 7) recommending that H.B. No. 123, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 123, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance with Representatives Takai and Wakai being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 8) recommending that H.B. No. 618, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 618, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT," passed Second Reading and was referred to the Committee on Finance with Representatives Takai and Wakai being excused.

Representative McKelvey, for the Committee on Economic Revitalization, Business, & Military Affairs presented a report (Stand. Com. Rep. No. 9) recommending that H.B. No. 194, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 194, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Takai and Wakai being excused.

Representative McKelvey, for the Committee on Economic Revitalization, Business, & Military Affairs presented a report (Stand. Com. Rep. No. 10) recommending that H.B. No. 656, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 656, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Takai and Wakai being excused.

Representative McKelvey, for the Committee on Economic Revitalization, Business, & Military Affairs presented a report (Stand. Com. Rep. No. 11) recommending that H.B. No. 452, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 452, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Higher Education with Representatives Takai and Wakai being excused.

Representative McKelvey, for the Committee on Economic Revitalization, Business, & Military Affairs presented a report (Stand. Com. Rep. No. 12) recommending that H.B. No. 457, as amended in HD 1, pass Second Reading and be referred to the Committee on Education.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 457, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Education with Representatives Takai and Wakai being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 13) recommending that H.B. No. 264, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 264, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," passed Second Reading and was referred to the Committee on Judiciary with Representatives Takai and Wakai being excused.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 42) and concurrent resolution (H.C.R. No. 52) were referred to Printing and further action was deferred:

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H.R. No. 42, entitled: "HOUSE RESOLUTION DECLARING FEBRUARY 6, 2009 AS RONALD REAGAN DAY," was jointly offered by Representatives Ward, Awana, Brower, Ching, Evans, Finnegan, Herkes, Ito, Magaoay, Marumoto, McKelvey, Pine, Thielen, Aquino and Coffman.

H.C.R. No. 52, entitled: "HOUSE CONCURRENT RESOLUTION DECLARING FEBRUARY 6, 2009 AS RONALD REAGAN DAY," was jointly offered by Representatives Ward, Awana, Brower, Ching, Evans, Finnegan, Herkes, Ito, Magaoay, Marumoto, McKelvey, Pine, Thielen, Aquino and Coffman.

ANNOUNCEMENTS

Representative Ward: "Just for the record, and for all the various countries in the world and what they're doing. Today is Sri Lanka's National Day. And I know we have a number of citizens in Hawaii from that place, and they are celebrating as such. Thank you, Mr. Speaker."

Representative M. Oshiro: "Thank you, Mr. Speaker. On Monday, January 26th, former Chief Justice, Hermann T. F. Lum passed away. While Chief Justice Lum was best known as a lifelong jurist, first in the Circuit Court and subsequently as the head of Hawaii's Judicial branch of government. Chief Justice Lum served also as the Clerk of this House from 1957 through 1961, a seat now occupied by one of his former law clerks, our own Pat Mau-Shimizu.

"Like so many other local boys of that generation, Chief Justice Lum served in the Army. After completing his term, he came home, purchased a one-way ticket to the mainland and earned his college and law degree through the G.I. Bill of Rights. And after purchasing another one-way ticket home, he returned to Hawaii and joined other progressives, such as Governor John Burns, Senator Dan Inouye, Sakae Takahashi, Governor Ariyoshi, and others to form Hawaii's modern day Democratic Party.

"That was a difficult decision for Chief Justice Lum, as the local Chinese community, was predominantly Republican, due to the popularity of the late Senator Hiram Fong.

"Chief Justice Lum was interned yesterday in a simple, private military service at Punchbowl. Mr. Speaker, at the appropriate time, I request that this body observe a moment of silence for our former House Clerk and Chief Justice, the late Herman T. F. Lum. Thank you."

At this time, the House of Representatives stood for a moment of silence in memory of the late Chief Justice Herman T.F. Lum.

At 12:18 o'clock p.m., Representative B. Oshiro requested a recess, and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:19 o'clock p.m.

Representative Carroll: "Thank you, Mr. Speaker. The Committee on Hawaiian Affairs has decision-making today at 2:15 p.m. in Room 329."

Representative Choy: "Mr. Speaker, the Committee on Economic Revitalization, Business, & Military Affairs will be having a hearing tomorrow, Thursday, February 5th 2009 in Conference Room 312. Thank you, Mr. Speaker."

ADJOURNMENT

At 12:20 o'clock p.m. on motion by Representative Evans, seconded by Representative Pine and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, February 5, 2009. (Representatives Takai and Wakai were excused.)

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