FORTY-SECOND DAY

Monday, April 3, 2006

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2006, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. Mahoe Collins, after which the Roll was called showing all Senators present with the exception of Senator Hogue who was excused.

The President announced that he had read and approved the Journal of the Forty-First Day.

At 11:58 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:05 o'clock p.m.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 364, advising the Senate of the withdrawal of the nomination of LORNA L.U. OTA to the State Rehabilitation Council, under Gov. Msg. No. 354, dated March 23, 2006, was read by the Clerk and was placed on file.

In compliance with Gov. Msg. No. 364, the nomination listed under Gov. Msg. No. 354 was returned.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 399 to 404) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 399, transmitting H.C.R. No. 9, H.D. 1, which was adopted by the House of Representatives on March 31, 2006, was placed on file.

By unanimous consent, H.C.R. No. 9, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING ALL HAWAII SCHOOLS TO IMPLEMENT STANDARDS OF CONDUCT THAT DISCOURAGE INTIMIDATION AND PROMOTE SAFE AND PEACEFUL SCHOOLS THAT ARE EFFECTIVE LEARNING ENVIRONMENTS," was deferred until Tuesday, April 4, 2006.

Hse. Com. No. 400, transmitting H.C.R. No. 64, which was adopted by the House of Representatives on March 31, 2006, was placed on file.

By unanimous consent, H.C.R. No. 64, entitled: "HOUSE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT AND SECURE PASSAGE OF FEDERAL LEGISLATION ESTABLISHING A CATASTROPHIC REINSURANCE FUND TO SUPPORT STATE EFFORTS TO KEEP HOMEOWNERS' DISASTER INSURANCE AFFORDABLE," was deferred until Tuesday, April 4, 2006.

Hse. Com. No. 401, transmitting H.C.R. No. 75, which was adopted by the House of Representatives on March 31, 2006, was placed on file.

By unanimous consent, H.C.R. No. 75, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO MCKINLEY HIGH SCHOOL PHYSICAL EDUCATION AND ATHLETIC FACILITIES," was deferred until Tuesday, April 4, 2006.

Hse. Com. No. 402, transmitting H.C.R. No. 152, H.D. 1, which was adopted by the House of Representatives on March 31, 2006, was placed on file.

By unanimous consent, H.C.R. No. 152, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DETERMINE IF THERE ARE ADDITIONAL AREAS OFF THE COAST OF MAUI THAT WOULD BE APPROPRIATE FOR COMMERCIAL THRILL CRAFT OPERATIONS AND TO ISSUE PERMITS FOR THOSE AREAS," was deferred until Tuesday, April 4, 2006.

Hse. Com. No. 403, transmitting H.C.R. No. 155, H.D. 1, which was adopted by the House of Representatives on March 31, 2006, was placed on file.

By unanimous consent, H.C.R. No. 155, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE COUNTY OF MAUI, WITH THE ASSISTANCE OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES, TO DETERMINE THE FEASIBILITY OF REDEVELOPING THE OLD NAHIKU SCHOOL SITE AND MAKING IT AVAILABLE AS A COMMUNITY FACILITY," was deferred until Tuesday, April 4, 2006.

Hse. Com. No. 404, informing the Senate that the House has disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 1982, H.D. 2 (S.D. 1);
H.B. No. 1984, H.D. 1 (S.D. 1);
H.B. No. 2299, H.D. 1 (S.D. 1);
H.B. No. 2508, H.D. 2 (S.D. 1); and
H.B. No. 3253 (S.D. 1),

was placed on file.

STANDING COMMITTEE REPORTS

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3212) recommending that H.B. No. 2780, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 2780, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF CONVICTED DEFENDANTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 5, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3213) recommending that H.B. No. 3101, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 3101, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 5, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No.

3214) recommending that H.B. No. 3242, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 3242, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 5, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3215) recommending that H.B. No. 3256, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and H.B. No. 3256, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 5, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3216) recommending that H.B. No. 2208, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3216 and H.B. No. 2208, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," was deferred until Wednesday, April 5, 2006.

Senator Hanabusa, for the majority of the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3217) recommending that H.B. No. 2691, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3217 and H.B. No. 2691, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PREVAILING WAGES," was deferred until Wednesday, April 5, 2006.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3218) recommending that H.B. No. 2885, H.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3218 and H.B. No. 2885, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADULT ENTERTAINMENT PRODUCTS," was deferred until Wednesday, April 5, 2006.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 3219), recommending that S.C.R. No. 217 be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 217, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COUNTIES TO ADOPT AN ORDINANCE TO PARTICIPATE IN THE NATIONAL FLOOD INSURANCE PROGRAM COMMUNITY RATING SYSTEM TO OBTAIN MONETARY DISCOUNTS IN PURCHASING FLOOD INSURANCE," was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Ige, for the Committee on Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 3220), recommending that S.R. No. 147 be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 147, entitled: "SENATE RESOLUTION REQUESTING THE COUNTIES TO ADOPT AN ORDINANCE TO PARTICIPATE IN THE NATIONAL FLOOD INSURANCE PROGRAM COMMUNITY RATING SYSTEM TO OBTAIN MONETARY DISCOUNTS IN PURCHASING FLOOD INSURANCE," was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3221), recommending that S.C.R. No. 77, as amended in S.D. 1, be referred to the Committee on Commerce, Consumer Protection and Housing.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 77, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY OF RECOMMENDED PROCEDURES THAT WILL ENSURE THAT STATE-FUNDED HEALTH CARE PAYMENTS ADEQUATELY REIMBURSE PROVIDERS WHO PROVIDE SERVICES FOR MEDICAID OR QUEST RECIPIENTS FOR THE ACTUAL COSTS OF HEALTH CARE SERVICES," was referred to the Committee on Commerce, Consumer Protection and Housing.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3222), recommending that S.R. No. 78, as amended in S.D. 1, be referred to the Committee on Water, Land, and Agriculture.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 78, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO RECOMMEND SOLUTIONS TO ABATE AND PREVENT THE ACCUMULATION OF SEDIMENT AT WAILOA SMALL BOAT HARBOR AND ALONG HILO BAYFRONT," was referred to the Committee on Water, Land, and Agriculture.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3223), recommending that S.C.R. No. 44 be referred to the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 44, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF THE CAPITAL IMPROVEMENT PROJECTS OF THE DEPARTMENT OF TRANSPORTATION," was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3224), recommending that S.C.R. No. 130, as amended in S.D. 1, be referred to the Committee on Water, Land, and Agriculture.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 130, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF

LAND AND NATURAL RESOURCES TO RECOMMEND SOLUTIONS TO ABATE AND PREVENT THE ACCUMULATION OF SEDIMENT AT WAILOA SMALL BOAT HARBOR AND ALONG HILO BAYFRONT," was referred to the Committee on Water, Land, and Agriculture.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3225), recommending that S.C.R. No. 194, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 194, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU TO INSTALL A LIGHTED CROSSWALK ON KAMEHAMEHA HIGHWAY IN KANEOHE, OAHU, AT THE CROSSWALK BETWEEN LILIPUNA ROAD AND MEHANA STREET," was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3226), recommending that S.R. No. 129, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.R. No. 129, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU TO INSTALL A LIGHTED CROSSWALK ON KAMEHAMEHA HIGHWAY IN KANEOHE, OAHU, AT THE CROSSWALK BETWEEN LILIPUNA ROAD AND MEHANA STREET," was referred to the Committee on Ways and Means.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3227) recommending that S.C.R. No. 137 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3227 and S.C.R. No. 137, entitled: "SENATE CONCURRENT RESOLUTION URGING THE ASSOCIATION OF HAWAIIAN CIVIC CLUBS AND THE STATE OF HAWAI'I TO AFFIRM AND SUPPORT THE HISTORIC, CULTURAL, AND SACRED SIGNIFICANCE OF MAUNA'ALA-THE ROYAL MAUSOLEUM," was deferred until Tuesday, April 4, 2006.

Senators Baker and Ige, for the Committee on Health and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3228) recommending that S.C.R. No. 86, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3228 and S.C.R. No. 86, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REPORT ON THE STATUS OF ITS LITIGATION AGAINST WASTE MANAGEMENT OF HAWAII, INC. AND CITY AND COUNTY OF HONOLULU," was deferred until Tuesday, April 4, 2006.

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 3229) recommending that S.C.R. No. 115, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3229 and S.C.R. No. 115, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO CONVENE A FOCUS GROUP WITH OTHER STAKEHOLDERS TO ASSESS YEARLY SERVICE DELIVERY NEEDS AND LONG-TERM STRATEGIC PLANNING FOR KUPUNA CARE," was deferred until Tuesday, April 4, 2006.

Senators Baker and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 3230) recommending that S.C.R. No. 108 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3230 and S.C.R. No. 108, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING CONGRESS TO EXAMINE THE PUBLIC POLICY UNDERLYING THE RECOVERY OF MEDICAL ASSISTANCE PAYMENTS," was deferred until Tuesday, April 4, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3231) recommending that S.C.R. No. 45 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3231 and S.C.R. No. 45, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK FEDERAL GRANTS FROM THE UNITED STATES OFFICE FOR DOMESTIC PREPAREDNESS FOR THE STATE DEPARTMENT OF DEFENSE," was deferred until Tuesday, April 4, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3232) recommending that S.R. No. 26 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3232 and S.R. No. 26, entitled: "SENATE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SEEK FEDERAL GRANTS FROM THE UNITED STATES OFFICE FOR DOMESTIC PREPAREDNESS FOR THE STATE DEPARTMENT OF DEFENSE," was deferred until Tuesday, April 4, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3233) recommending that S.C.R. No. 46 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3233 and S.C.R. No. 46, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO COMPLY WITH COUNTY ORDINANCES AND STANDARDS RELATING TO OUTSIDE LIGHTING AT AIRPORTS AND HARBORS, AND TO PROVIDE CUT-OFF OR FULLY SHIELDED LENS FIXTURES TO DIRECT ARTIFICIAL LIGHTING DOWNWARD TO PREVENT DIFFUSION THE LIGHT INTO THE ATMOSPHERE, ON THE ISLAND OF HAWAII AND THE ISLAND OF MAUI," was deferred until Tuesday, April 4, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3234) recommending that S.R. No. 27 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3234 and S.R. No. 27, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO COMPLY WITH COUNTY

ORDINANCES AND STANDARDS RELATING TO OUTSIDE LIGHTING AT AIRPORTS AND HARBORS, AND TO PROVIDE CUT-OFF OR FULLY SHIELDED LENS FIXTURES TO DIRECT ARTIFICIAL LIGHTING DOWNWARD TO PREVENT DIFFUSION THE LIGHT INTO THE ATMOSPHERE, ON THE ISLAND OF HAWAII AND THE ISLAND OF MAUI," was deferred until Tuesday, April 4, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3235) recommending that S.C.R. No. 110 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3235 and S.C.R. No. 110, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CREATE A COMPREHENSIVE STATEWIDE PEDESTRIAN SAFETY ACTION PLAN," was deferred until Tuesday, April 4, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3236) recommending that S.R. No. 66 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3236 and S.R. No. 66, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CREATE A COMPREHENSIVE STATEWIDE PEDESTRIAN SAFETY ACTION PLAN," was deferred until Tuesday, April 4, 2006.

Senators Baker and Ige, for the Committee on Health and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 3237) recommending that S.R. No. 56, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3237 and S.R. No. 56, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REPORT ON THE STATUS OF ITS LITIGATION AGAINST WASTE MANAGEMENT OF HAWAII, INC. AND CITY AND COUNTY OF HONOLULU," was deferred until Tuesday, April 4, 2006.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 3238) recommending that the Senate advise and consent to the nomination of AARON S. FUJIOKA as the State Procurement Administrator, in accordance with Gov. Msg. No. 313.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3238 and Gov. Msg. No. 313 was deferred until Tuesday, April 4, 2006.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 3188 (Gov. Msg. No. 247):

Senator Hanabusa moved that Stand. Com. Rep. No. 3188 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of CAROLYN KEHAUNANI ABAD to the Island Burial Council, Island of Oahu, term to expire June 30, 2009, seconded by Senator Chun Oakland.

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

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3189 (Gov. Msg. No. 249):

Senator Hanabusa moved that Stand. Com. Rep. No. 3189 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of ROY W. REEBER PH.D. to the Hawai`i Paroling Authority, term to expire June 30, 2007, seconded by Senator Chun Oakland.

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

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3190 (Gov. Msg. No. 259):

Senator Hanabusa moved that Stand. Com. Rep. No. 3190 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of DENISE J. JOHNSTON to the Correctional Industries Advisory Committee, term to expire June 30, 2010, seconded by Senator Chun Oakland.

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

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3191 (Gov. Msg. No. 260):

Senator Hanabusa moved that Stand. Com. Rep. No. 3191 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of DANA S. ISHIBASHI to the Defender Council, term to expire June 30, 2010, seconded by Senator Chun Oakland.

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

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3192 (Gov. Msg. No. 293):

Senator Hanabusa moved that Stand. Com. Rep. No. 3192 be received and placed on file, seconded by Senator Chun Oakland and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of ELIZABETH KENT to the Commission to Promote Uniform Legislation, term to expire June 30, 2010, seconded by Senator Chun Oakland.

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

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3193 (Gov. Msg. No. 248):

Senator Menor moved that Stand. Com. Rep. No. 3193 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of RUSSELL Y. J. CHUNG to the Motor Vehicle Industry Licensing Board, term to expire June 30, 2008, seconded by Senator Baker.

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

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3194 (Gov. Msg. Nos. 252, 253 and 296):

Senator Menor moved that Stand. Com. Rep. No. 3194 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nominations to the Wireless Enhanced 911 Board of the following:

JOHN PETER JAEGER, term to expire December 31, 2007 (Gov. Msg. No. 252);

JEFF YAMANE, term to expire December 31, 2007 (Gov. Msg. No. 253); and

ROY K. IREI, term to expire June 30, 2008 (Gov. Msg. No. 296),

seconded by Senator Baker.

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

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3195 (Gov. Msg. No. 254):

Senator Menor moved that Stand. Com. Rep. No. 3195 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of SAM AIONA to the Cable Advisory Committee, term to expire June 30, 2010, seconded by Senator Baker.

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

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3196 (Gov. Msg. No. 255):

Senator Menor moved that Stand. Com. Rep. No. 3196 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of FLORENTINA J. JOHNASEN to the State Board of Chiropractic Examiners, term to expire June 30, 2010, seconded by Senator Baker.

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

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3197 (Gov. Msg. Nos. 261 and 262):

Senator Menor moved that Stand. Com. Rep. No. 3197 be received and placed on file, seconded by Senator Baker and carried.

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

DAVID RICHARD BREESE DDS, term to expire June 30, 2010 (Gov. Msg. No. 261); and

GAYLE CHANG, term to expire June 30, 2010 (Gov. Msg. No. 262),

seconded by Senator Baker.

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

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3198 (Gov. Msg. No. 269):

Senator Menor moved that Stand. Com. Rep. No. 3198 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of RICHARD M. SUZUKI P.E. to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, term to expire June 30, 2010, seconded by Senator Baker.

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

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3199 (Gov. Msg. No. 278):

Senator Menor moved that Stand. Com. Rep. No. 3199 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of FEREYDOUN DON PARSA MD to the Board of Medical Examiners, term to expire June 30, 2010, seconded by Senator Baker.

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

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3200 (Gov. Msg. No. 284):

Senator Menor moved that Stand. Com. Rep. No. 3200 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of SHEREE AIKO KON-HERRERA to the Board of Examiners in Naturopathy, term to expire June 30, 2010, seconded by Senator Baker.

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

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3201 (Gov. Msg. No. 287):

Senator Menor moved that Stand. Com. Rep. No. 3201 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of TERESA SAKAI APRN to the State Board of Nursing, term to expire June 30, 2009, seconded by Senator Baker.

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

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3202 (Gov. Msg. Nos. 288 and 289):

Senator Menor moved that Stand. Com. Rep. No. 3202 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nominations to the Board of Examiners in Optometry of the following:

JON M. ISHIHARA, term to expire June 30, 2010 (Gov. Msg. No. 288); and

LEE TSUYOSHI NAKAMURA, term to expire June 30, 2010 (Gov. Msg. No. 289),

seconded by Senator Baker.

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

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3203 (Gov. Msg. No. 290):

Senator Menor moved that Stand. Com. Rep. No. 3203 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of ELWIN D. H. GOO to the Board of Pharmacy, term to expire June 30, 2010, seconded by Senator Baker.

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

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

Stand. Com. Rep. No. 3204 (Gov. Msg. No. 294):

Senator Menor moved that Stand. Com. Rep. No. 3204 be received and placed on file, seconded by Senator Baker and carried.

Senator Menor then moved that the Senate advise and consent to the nomination of KATHRYN RICE ILGEN DVM to the Board of Veterinary Examiners, term to expire June 30, 2010, seconded by Senator Baker.

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

Ayes, 21. Noes, none. Excused, 4 (Hee, Hogue, Ihara, Kanno).

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM FRIDAY, MARCH 31, 2006

Stand. Com. Rep. No. 3205 (S.R. No. 77):

On motion by Senator Baker, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.R. No. 77, entitled: "SENATE RESOLUTION REQUESTING THE COOPERATION FROM THE LEGISLATURE AND THE DEPARTMENT OF HEALTH TO FACILITATE THE DEVELOPMENT OF A REGIONAL HEALTH INFORMATION ORGANIZATION IN HAWAII," was adopted.

Stand. Com. Rep. No. 3206 (S.C.R. No. 129):

On motion by Senator Baker, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 129, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COOPERATION FROM THE LEGISLATURE AND THE DEPARTMENT OF HEALTH TO FACILITATE THE DEVELOPMENT OF A REGIONAL HEALTH INFORMATION ORGANIZATION IN HAWAII," was adopted.

Stand. Com. Rep. No. 3207 (S.C.R. No. 184, S.D. 1):

On motion by Senator Baker, seconded by Senator Trimble and carried, the report of the Committee was adopted and S.C.R. No. 184, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO INCLUDE THE USE OF BIOREMEDIATION METHODS TO PREVENT AND MITIGATE POLLUTION IN ITS BEST MANAGEMENT PRACTICES AND PROGRAMS," was adopted.

Stand. Com. Rep. No. 3208 (S.R. No. 70, S.D. 1):

On motion by Senator Baker, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.R. No. 70, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE STATE OF HAWAII TO CONSIDER THE MERITS OF RECOGNIZING HYPNOTHERAPY AS A LEGITIMATE PROFESSION AND HYPNOTHERAPISTS AS PROVIDERS OF HUMAN SERVICES SEPARATE AND INDEPENDENT FROM OTHER MENTAL HEALTH PROFESSIONS," was adopted.

Stand. Com. Rep. No. 3209 (S.C.R. No. 119, S.D. 1):

On motion by Senator Baker, seconded by Senator Trimble and carried, the joint report of the Committees was adopted and S.C.R. No. 119, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE OF HAWAII TO CONSIDER THE MERITS OF RECOGNIZING HYPNOTHERAPY AS A LEGITIMATE PROFESSION AND HYPNOTHERAPISTS AS PROVIDERS OF HUMAN SERVICES SEPARATE AND INDEPENDENT FROM OTHER MENTAL HEALTH PROFESSIONS," was adopted.

THIRD READING

H.B. No. 3250, H.D. 1:

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, H.B. No. 3250, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUPERSEDEAS BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Hee, Hogue, Kanno).

H.B. No. 386, H.D. 1, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, H.B. No. 386, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Trimble). Excused, 3 (Hee, Hogue, Kanno).

H.B. No. 877, H.D. 2, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, H.B. No. 877, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Hee, Hogue, Kanno).

H.B. No. 1233, H.D. 1, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, H.B. No. 1233, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 4 (Hemmings, Slom, Trimble, Whalen). Excused, 3 (Hee, Hogue, Kanno).

H.B. No. 2282, H.D. 1, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, H.B. No. 2282, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 846E," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Hee, Hogue, Kanno).

H.B. No. 2897, H.D. 1, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, H.B. No. 2897, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO APPELLATE JURISDICTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hee, Hogue).

H.B. No. 2057, H.D. 2:

On motion by Senator Baker, seconded by Senator Chun Oakland and carried, H.B. No. 2057, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hee, Hogue).

H.B. No. 771, H.D. 1, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, H.B. No. 771, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL OFFENDERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hee, Hogue).

H.B. No. 3016, H.D. 1, S.D. 1:

On motion by Senator Hanabusa, seconded by Senator Chun Oakland and carried, H.B. No. 3016, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNSERVED ARREST WARRANTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hee, Hogue).

H.B. No. 1968, H.D. 1, S.D. 1:

On motion by Senator Menor, seconded by Senator Baker and carried, H.B. No. 1968, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hee, Hogue).

H.B. No. 2434, S.D. 1:

On motion by Senator Menor, seconded by Senator Baker and carried, H.B. No. 2434, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hee, Hogue).

ADJOURNMENT

At 12:11 o'clock p.m., on motion by Senator Baker, seconded by Senator Trimble and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, April 4, 2006.